

OFFICIAL JOURNAL
OF THE
HOUSE OF
REPRESENTATIVES
OF THE
STATE OF LOUISIANA

SIXTEENTH DAY'S PROCEEDINGS

**Thirty-first Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974**

House of Representatives
State Capitol
Baton Rouge, Louisiana

Thursday, May 19, 2005

The House of Representatives was called to order at 2:00 P.M., by the Honorable Joe R. Salter, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

The roll being called, the following members answered to their names:

PRESENT

Mr. Speaker	Faucheux	Morrish
Alario	Frith	Odinot
Alexander	Gallot	Pierre
Ansardi	Geymann	Pinac
Arnold	Glover	Pitre
Badon	Gray	Powell, M.
Baldone	Greene	Powell, T.
Barrow	Guillory, E.	Quezaire
Baudoin	Guillory, M.	Richmond
Baylor	Hammett	Ritchie
Beard	Heaton	Robideaux
Bowler	Hebert	Romero
Bruce	Hill	Scalise
Bruneau	Honey	Shepherd
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
Dewitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White

Durand
Erdey
Fannin
Farrar
Total - 104

McDonald
McVea
Montgomery
Morrell

Winston
Wooton
Wright

ABSENT

Schneider
Total - 1

The Speaker announced that there were 104 members present and a quorum.

Prayer

Prayer was offered by Rep. Downs.

Pledge of Allegiance

Rep. Tucker led the House in reciting the Pledge of Allegiance to the Flag of the United States of America.

Reading of the Journal

On motion of Rep. Fannin, the reading of the Journal was dispensed with.

On joint motion of Reps. Greene and Michael Powell, and under a suspension of the rules, the Journal of May 18, 2005, was corrected to reflect them as voting yea on final passage of House Bill No. 749.

On motion of Rep. Romero, and under a suspension of the rules, the Journal of May 18, 2005, was corrected to reflect him as voting yea on final passage of House Concurrent Resolution No. 95.

On motion of Rep. Thompson, the Journal of May 18, 2005, was adopted.

Suspension of the Rules

On motion of Rep. Walsworth, the rules were suspended to limit the author or proponent handling the legislative instrument to ten minutes for opening remarks and all subsequent speakers on the instrument to five minutes.

**Petitions, Memorials and
Communications**

The following petitions, memorials, and communications were received and read:

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

May 19, 2005

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has adopted and asks your concurrence in the following Senate Concurrent Resolutions:

Senate Concurrent Resolution No. 41

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

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SENATE BILLS

May 19, 2005

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following Senate Bills:

Senate Bill Nos. 90, 132, 158, 256, 292, 323 and 348

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Hunter, the rules were suspended in order to take up the bills contained in the message at this time.

Senate Bills and Joint Resolutions on First Reading

The following Senate Bills and Joint Resolutions on first reading were taken up, read, and placed upon the calendar for their second reading:

SENATE BILL NO. 90— BY SENATORS NEVERS AND SCHEDLER AN ACT

To enact Subpart B-35 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.701 through 130.709, relative to special districts; to create the Tangipahoa Parish Economic Development District; to provide for a board of commissioners of the district and for the district's powers, duties, and limitations; and to provide for related matters.

Read by title.

SENATE BILL NO. 132— BY SENATOR MCPHERSON AN ACT

To enact Part XIV of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:366.1 through 366.3, 366.5, and 366.9, relative to providing for accountability for state resources that are obligated, dedicated, or otherwise are committed to or are necessary to the confection of agreements with private persons relative to the interests of the state; to provide purposes and definition; to provide for the powers and duties of the commissioner of administration; to provide for the powers and duties of the attorney general; to provide for the powers and duties of the Joint Legislative Committee on the Budget and its litigation subcommittee; to authorize executive sessions under certain circumstances; and to provide for related matters.

Read by title.

SENATE BILL NO. 158— BY SENATORS DARDENNE AND MURRAY AN ACT

To enact R.S. 17:226.1 and Chapter 32 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:2131 through 2135, relative to employment of minors; to provide for employment of minors providing artistic or creative services; to provide for placement of certain monies received as compensation in trust accounts; to provide for creation of such accounts and for the use of monies deposited in such accounts;

to provide for educational instruction of minors engaged in providing artistic or creative services; and to provide for related matters.

Read by title.

SENATE BILL NO. 256— BY SENATORS MOUNT AND MARIONNEAUX AN ACT

To enact R.S. 17:1686 and 1686.1, relative to scholarships for children of military personnel killed as a result of duty in certain theaters of military operation; to provide for definitions; and to provide for related matters.

Read by title.

SENATE BILL NO. 292— BY SENATORS HINES, CRAVINS, CAIN AND MURRAY AN ACT

To amend and reenact Part IV of Title 4 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 4:251 and 252, and to enact R.S. 4:143(16), relative to racing; to provide for a horsemen's workers' compensation insurance program; to authorize the Horsemen's Benevolent and Protective Association to secure and provide coverage for the benefit of trainers and others licensed by the Louisiana State Racing Commission; to authorize the use of association assets and revenues as security for a reserve fund; to require each licensed trainer to have a certificate of workers' compensation insurance coverage; to prohibit admittance of a licensed trainer into any racing facility without a certificate of workers' compensation insurance coverage; and to provide for related matters.

Read by title.

SENATE BILL NO. 323— BY SENATORS JACKSON AND MURRAY AN ACT

To amend and reenact R.S. 15:146(B)(1), 147(A)(1)(b), (c), (d), (e), (f) and (g), 148(B), 151(B)(1), (2), (3), (5), (6), 151.1(A) and (C), 151.2(C), (E), (F) and (G) and to enact R.S. 15:145.1, 147(A)(1)(h) and (i), 151(C) and 151.2(H), relative to indigent defenders; to provide for special reporting requirements; to provide for definitions; to provide for a cost to be assessed in certain cases; authorizes judicial district indigent defender boards to recoup funds; to provide for members of the Indigent Defense Assistance Board; to provide the board with certain duties and powers; to provide for quorum requirements; to provide for staggered terms of the membership; and to provide for related matters.

Read by title.

SENATE BILL NO. 348— BY SENATOR CRAVINS AN ACT

To enact R.S. 33:2740.39, relative to special districts; to create the Opelousas Downtown Development District; to provide for the purpose and governance of the district; to provide for its rights, powers, and duties, including the authority to tax, subject to the approval of the district voters; to provide for the boundaries of the district; to provide for an effective date; and to provide for related matters.

Read by title.

Introduction of Resolutions, House and House Concurrent

The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:

HOUSE RESOLUTION NO. 36—

BY REPRESENTATIVE JOHNS

A RESOLUTION

To commend the efforts of the organizers of the Louisiana Hugh O'Brian Youth Leadership seminars and to recognize May 20, 2005, as Hugh O'Brian Youth Leadership Day in the state of Louisiana.

Read by title.

On motion of Rep. Johns, and under a suspension of the rules, the resolution was adopted.

HOUSE CONCURRENT RESOLUTION NO. 122—

BY REPRESENTATIVE KLECKLEY

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to select the re-routing of West Prien Lake Road, also known as Louisiana Highway 1138-2, to intersect with the port road extension near or at the main entrance to the L'Auberge du Lac Hotel and Casino in Lake Charles, Louisiana, as a design-build demonstration project in order to expedite construction and alleviate extreme traffic congestion in the area.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 123—

BY REPRESENTATIVES HUNTER, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CRAVINS, CURTIS, DORSEY, GALLOT, GLOVER, GRAY, E. GUILLORY, HONEY, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, QUEZAIRE, RICHMOND, AND SHEPHERD AND SENATORS BAJOE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, AND MURRAY

A CONCURRENT RESOLUTION

To urge and request African American churches, congregations, and ministers to partner with the Louisiana Municipal Black Caucus Association for the purpose of alleviating political, social, and community problems.

Read by title.

On motion of Rep. Hunter, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 124—

BY REPRESENTATIVES HUNTER, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CRAVINS, CURTIS, DORSEY, GALLOT, GLOVER, GRAY, E. GUILLORY, HONEY, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, QUEZAIRE, RICHMOND, AND SHEPHERD AND SENATORS BAJOE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, AND MURRAY

A CONCURRENT RESOLUTION

To urge and request state and federal leaders to cooperate and collaborate with the Louisiana Municipal Black Caucus Association to promote economic development and to recognize that economic development is a key component of prosperity for African American citizens, businesses, and neighborhoods.

Read by title.

On motion of Rep. Hunter, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 125—

BY REPRESENTATIVE DORSEY

A CONCURRENT RESOLUTION

To encourage each city, parish, and any other local public school board to adopt policies that allow students to carry and use prescription inhalers while in school or at school-sponsored activities.

Read by title.

Lies over under the rules.

House and House Concurrent Resolutions

The following House and House Concurrent Resolutions lying over were taken up and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 114—

BY REPRESENTATIVE MARTINY

A CONCURRENT RESOLUTION

To request that the Louisiana State Law Institute review and make recommendations for revisions to the Gaming Control Law contained in Title 27 of the Louisiana Revised Statutes of 1950 to incorporate changes made by Act No. 7 of the 1996 First Extraordinary Session.

Read by title.

Under the rules, the above resolution was referred to the Committee on House and Governmental Affairs.

HOUSE CONCURRENT RESOLUTION NO. 118—

BY REPRESENTATIVE CROWE

A CONCURRENT RESOLUTION

To urge and request the clerks of court and recorders of mortgages to employ computer software to redact the first five digits of social security numbers appearing on any recorded document which is to be made available to the public over the Internet.

Read by title.

Under the rules, the above resolution was referred to the Committee on Judiciary.

HOUSE CONCURRENT RESOLUTION NO. 119—

BY REPRESENTATIVE CROWE

A CONCURRENT RESOLUTION

To urge and request public libraries to confine books containing the theme of homosexuality and other materials that are age inappropriate for children to areas designated exclusively for adult access and distribution.

Read by title.

Under the rules, the above resolution was referred to the Committee on Municipal, Parochial and Cultural Affairs.

HOUSE CONCURRENT RESOLUTION NO. 121—

BY REPRESENTATIVE FRITH

A CONCURRENT RESOLUTION

To create and provide for the Cameron Parish Economic Development Task Force for the purpose of studying and making recommendations relative to economic development in Cameron Parish.

Read by title.

Under the rules, the above resolution was referred to the Committee on Municipal, Parochial and Cultural Affairs.

Senate Concurrent Resolutions

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The following Senate Concurrent Resolutions lying over were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 6—

BY SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Environmental Quality and the House Committee on the Environment to meet and function as a joint committee to study and make recommendations regarding recycling and disposal options relative to computers and other electronic equipment.

Read by title.

Under the rules, the above resolution was referred to the Committee on Environment.

SENATE CONCURRENT RESOLUTION NO. 19—

BY SENATOR BAJOEI

A CONCURRENT RESOLUTION

To urge and request the office of public health, Department of Health and Hospitals to study the possibility of including fresh fruits, vegetables, and cut herbs purchased from any authorized WIC provider, as approved items to be purchased with WIC coupons.

Read by title.

Under the rules, the above resolution was referred to the Committee on Health and Welfare.

SENATE CONCURRENT RESOLUTION NO. 26—

BY SENATOR ADLEY

A CONCURRENT RESOLUTION

To direct the appropriate state agencies to take action to implement and enforce the law on delivery sales of cigarettes.

Read by title.

Under the rules, the above resolution was referred to the Committee on Judiciary.

SENATE CONCURRENT RESOLUTION NO. 46—

BY SENATOR ELLINGTON AND REPRESENTATIVE THOMPSON

A CONCURRENT RESOLUTION

To urge and request the Louisiana Broadband Advisory Council to convene a task force to develop a statewide E-Rate strategy to capture all possible E-Rate funds available to the state.

Read by title.

Under the rules, the above resolution was referred to the Committee on Commerce.

House Bills and Joint Resolutions on Second Reading to be Referred

The following House Bills and Joint Resolutions on second reading to be referred to committees were taken up, read, and referred to committees, as follows:

Motion

On motion of Rep. Richmond, the Committee on Ways and Means was discharged from further consideration of House Bill No. 857.

HOUSE BILL NO. 857—

BY REPRESENTATIVE RICHMOND

AN ACT

To amend and reenact R.S. 47:301(24)(c), relative to the state and local sales and use tax; to provide for an exclusion for certain costs of certain publishing businesses; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Richmond, the bill was withdrawn from the files of the House.

Motion

On motion of Rep. Richmond, the Committee on Ways and Means was discharged from further consideration of House Bill No. 866.

HOUSE BILL NO. 866—

BY REPRESENTATIVE RICHMOND

AN ACT

To amend and reenact R.S. 47:1851(B) and (M), relative to the assessment of public service properties for ad valorem tax purposes; to include other water transportation companies in the definition of public service properties; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Richmond, the bill was withdrawn from the files of the House.

Senate Bills and Joint Resolutions on Second Reading to be Referred

The following Senate Bills and Joint Resolutions on second reading to be referred were taken up, read, and referred to committees, as follows:

SENATE BILL NO. 83—

BY SENATORS N. GAUTREAUX AND CRAVINS

AN ACT

To enact Chapter 27-C of Title 33 of the Louisiana Revised Statute of 1950, to be comprised of R.S. 33:9039.40, relative to the public housing rehabilitation program for low income and elderly residents of the parishes of Acadia, Lafayette, St. Landry and Vermilion; and to create the Southwest Acadiana Parishes Public Housing Rehabilitation District; to provide relative to the purposes, governance, duties and authority of the commission; to authorize the commission to levy and collect any other taxes; to authorize the refund of local sales and use taxes, subject to the approval of district voters; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Municipal, Parochial and Cultural Affairs.

SENATE BILL NO. 95—

BY SENATOR KOSTELKA

AN ACT

To enact R.S. 23:1601(11), relative to unemployment compensation; to provide with respect to the exclusion of inmates in custodial or penal institutions from the receipt of unemployment benefits

during periods of incarceration; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Labor and Industrial Relations.

SENATE BILL NO. 124—

BY SENATOR CHEEK

AN ACT

To amend and reenact R.S. 17:1519.6(C) and R.S. 40:2018.1(G), relative to the Department of Health and Hospitals; to provide with respect to Medicaid and the disproportionate share payment methodology; to provide with respect to the time period for implementing a new methodology; to extend the termination date of the Louisiana Commission on HIV, AIDS and Hepatitis C; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Health and Welfare.

SENATE BILL NO. 160—

BY SENATOR AMEDEE

AN ACT

To amend and reenact R.S. 46:56(F)(9), relative to the Department of Social Services; to provide with respect to the confidentiality of case records; to provide for limited disclosures by the department; to provide for confidentiality of records during criminal investigations; to provide for confidentiality of public records as required by federal law; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on House and Governmental Affairs.

SENATE BILL NO. 161—

BY SENATOR AMEDEE

AN ACT

To amend and reenact Children's Code Arts. 615(B)(1) and (2), 619(B) and (C), 620(C), 622(A)(introductory paragraph) and (1), (2), and (4), 624(A), 627(B), and R.S. 14:92.2(B), and to enact Children's Code Arts. 603(18) and (19), 624(G) and (H), and R.S. 14:92.2(A)(3), relative to children in need of care; to provide relative to definitions for the removal of a child in need of care; to provide with respect to instant removal of a child in need of care; to provide for provisional custody of a child in need of care; to provide for a court ordered safety plan to insure the protection of a child; to provide for penalties for improper supervision of a minor child; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Health and Welfare.

SENATE BILL NO. 182—

BY SENATOR DUPRE

AN ACT

To enact Subpart A-3 of Part II of Chapter 2 of Subtitle 1 of Title 30 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 30:150, relative to mineral leases; to provide relative to mineral leases on state lands; to provide certain drilling incentives; to provide relative to royalties; to create the Louisiana Royalty Relief Dry Hole Credit Program; to provide certain terms, conditions, procedures, and requirements; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

SENATE BILL NO. 208—

BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 32:304, relative to motor vehicles; to clarify certain requirements with respect to tail lamps on vehicles; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Transportation, Highways and Public Works.

SENATE BILL NO. 260—

BY SENATOR MALONE

AN ACT

To enact R.S. 33:4548.17, relative to the Louisiana Local Government Environmental Facilities and Community Development Authority; to provide for voter approval of certain bonds; to provide for enforcement actions, jurisdiction, and remedies; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Municipal, Parochial and Cultural Affairs.

SENATE BILL NO. 272—

BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 40:2116(A), (B) and (D), relative to a moratorium on Title XIX certified beds in nursing facilities; to provide for the encouragement of the diversification of long-term care facilities; to provide for rule promulgation by the Department of Health and Hospitals; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Health and Welfare.

SENATE BILL NO. 286—

BY SENATOR DARDENNE

AN ACT

To enact R.S. 39:1490.1 and 1644.1, relative to expenditure of public monies under certain circumstances; to require review of certain occupancy leases of immovables and cooperative endeavor agreements by the office of contractual review; to require approval by each house of the legislature of such agreements; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Appropriations.

SENATE BILL NO. 309—

BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 30:2418(I)(2) and (N), relative to waste tires; to provide for the disbursement of funds from the waste tire fund; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Appropriations.

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SENATE BILL NO. 330—

BY SENATOR N. GAUTREUX

AN ACT

To enact R.S. 33:423.15, relative to the city of Carencro; to provide for disciplinary action by the chief of police; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Municipal, Parochial and Cultural Affairs.

SENATE BILL NO. 332—

BY SENATOR N. GAUTREUX

AN ACT

To enact R.S. 33:3812(G), relative to waterworks districts; to increase the membership of the board of commissioners of the Southeast Waterworks District No. 2 of Vermilion Parish; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Municipal, Parochial and Cultural Affairs.

SENATE BILL NO. 333—

BY SENATORS MALONE, ADLEY AND CHEEK AND REPRESENTATIVES MONTGOMERY, M. POWELL, JANE SMITH AND WADDELL

AN ACT

To amend and reenact R.S. 34:3158(A) and to enact R.S. 34:3158(D), relative to the Caddo-Bossier Parishes Port Commission; to provide relative to the composition, membership, powers, and duties of the port commission; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Transportation, Highways and Public Works.

SENATE BILL NO. 343—

BY SENATOR FONTENOT

AN ACT

To enact Part IX of Chapter 6 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:3071 through 3075, relative to government within East Baton Rouge Parish; to provide for the continued collection of tax revenue to fund essential public services within Central City; to authorize the parish to continue collection of a previously approved two percent sales and use tax and to continue providing essential public services within the corporate limits of Central City pursuant to intergovernmental agreement; to create a Central City Transition District as a taxing district to provide monies for essential public services within the municipality; to provide for the board of directors of the district; to provide for the duties, powers, and responsibilities of the district; to authorize the district to levy and collect a sales and use tax not to exceed two percent; to provide time limits for the continuation of such taxes; to authorize contracts, intergovernmental agreements, and cooperative endeavors; and to provide for related matters.

Read by title.

Motion

Rep. Kennard moved that Senate Bill No. 343 be designated as a duplicate of House Bill No. 837.

Which motion was agreed to.

Rep. Kennard moved that Senate Bill No. 343 be amended to conform with House Bill No. 837 and sent up the following floor amendments:

HOUSE FLOOR AMENDMENTS

Conforming amendments proposed by Representative Kennard to Engrossed Senate Bill No. 343 by Senator Fontenot (Duplicate of House Bill No. 837)

AMENDMENT NO. 1

On page 1, line 5, after "within" change "Central City;" to "the city of Central;"

AMENDMENT NO. 2

On page 1, line 7, after "limits of" change "Central City" to "the city of Central"

AMENDMENT NO. 3

On page 1, line 8, after "Central" delete "City"

AMENDMENT NO. 4

On page 2, at the beginning of line 4, change "Central City" to "the city of Central"

AMENDMENT NO. 5

On page 2, line 22, after "Central" delete "City"

AMENDMENT NO. 6

On page 2, line 26, after "means" change "Central City" to "the city of Central"

AMENDMENT NO. 7

On page 2, at the beginning of line 28, change "Central City" to "the city of Central"

AMENDMENT NO. 8

On page 3, at the end of line 4, and the beginning of line 5, change "Central City," to "Central,"

AMENDMENT NO. 9

On page 3, line 9, after "within" change "Central City until the Central City" to "Central until the Central"

AMENDMENT NO. 10

On page 3, line 14, after "Central" delete "City"

AMENDMENT NO. 11

On page 3, line 15, after "Central" delete "City"

AMENDMENT NO. 12

On page 4, line 5, after "Central" delete "City"

On motion of Rep. Kennard, the amendments were adopted.

Motion

On motion of Rep. Kennard, the above bill, as amended, was referred to the Legislative Bureau.

House Bills and Joint Resolutions on Second Reading Reported by Committee

The following House Bills and Joint Resolutions on second reading reported by committee were taken up and acted upon as follows:

HOUSE BILL NO. 91—

BY REPRESENTATIVE ANSARDI

AN ACT

To amend and reenact Chapters 1, 2, and 3 of Title VII of Book I of the Civil Code, presently comprised of Articles 178 through 211, to be comprised of Chapters 1 and 2 of Title VII of Book I of the Civil Code, consisting of Articles 184 through 198, relative to the filiation of parents and children; to provide for the proof of maternity and paternity; to provide for the presumptions of paternity; to provide for disavowal of paternity; to provide for the contestation of paternity; to provide for an acknowledgment of paternity; to provide for the avowal action; to provide for the exceptional action of paternity; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 91 by Representative Ansardi

AMENDMENT NO. 1

On page 10, line 34, after the period "." and before "acknowledgement" delete "The" and insert "Except in those cases handled by the Department of Social Services, the"

AMENDMENT NO. 2

On page 10, line 35, after the period "." add the following:

"In those support and visitation cases handled by the Department of Social Services, the acknowledgment is deemed to be a legal finding of paternity and is sufficient to establish an obligation to support the child and to establish visitation without the necessity of obtaining a judgment of paternity."

AMENDMENT NO. 3

On page 13, line 45, after the period "." add "The time periods in this Article shall not apply to the Department of Social Services in providing services in accordance with 42 USC 666."

On motion of Rep. Ansardi, the amendments were adopted.

On motion of Rep. Ansardi, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 92—

BY REPRESENTATIVE BOWLER

AN ACT

To amend and reenact R.S. 9:315.9 and 335(A)(2), relative to shared custodial arrangements; to clarify the definition of shared custody; to authorize a six-month trial period; to provide for the calculation of the child support obligation; to provide relative to

the feasibility and presumptions of certain physical custody orders; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 92 by Representative Bowler

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 9:315.9" and before the comma ",", insert "and 335(A)(2)"

AMENDMENT NO. 2

On page 1, line 3, after "to" and before "a" change "require" to "authorize"

AMENDMENT NO. 3

On page 1, line 4, after the semicolon ";" and before "and" insert "to provide relative to the feasibility and presumptions of certain physical custody orders;"

AMENDMENT NO. 4

On page 1, line 6, after "R.S. 9:315.9" and before "hereby" change "is" to "and 335(A)(2) are"

AMENDMENT NO. 5

On page 1, line 11, after "court" and before "require" change "shall" to "may"

AMENDMENT NO. 6

On page 2, after line 28, add the following:

* * *

§335. Joint custody decree and implementation order

A.

* * *

(2)(a) The implementation order shall allocate the time periods during which each parent shall have physical custody of the child so that the child is assured of as frequent and continuing contact as is feasible with ~~both parents~~ each parent.

(b) ~~To the extent it is feasible and in the best interest of the child, physical custody of the children should be shared equally. While the provisions of this Paragraph are intended to promote an even division of continuing contact between each parent, the provisions of this Paragraph shall not be deemed to mandate shared custody orders or to create a presumption that shared custody, as defined in R.S. 9:315.9, is in the best interest of the child.~~

* * *

On motion of Rep. Ansardi, the amendments were adopted.

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On motion of Rep. Ansardi, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 101—

BY REPRESENTATIVE T. POWELL
AN ACT

To amend and reenact R.S. 14:93.13(B) and to enact R.S. 14:93.12(B)(3) and R.S. 32:414(S), relative to offenses involving unlawful purchase or possession of alcoholic beverages; to provide with respect to criminal penalties for unlawful purchase or possession of alcoholic beverages; to authorize driver's license suspensions as additional criminal penalties; to provide relative to the issuance of a restricted driver's license; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Original House Bill No. 101 by Representative T. Powell

AMENDMENT NO. 1

On page 1, line 5, after "beverages;" change "to require" to "to authorize"

AMENDMENT NO. 2

On page 1, line 17, after "Section" change "shall" to "may"

AMENDMENT NO. 3

On page 2, line 1, after "Section." delete "The" and insert "Upon first conviction, the"

AMENDMENT NO. 4

On page 2, line 12, after "Section" change "shall" to "may"

AMENDMENT NO. 5

On page 2, line 16, after "Section." delete "The" and insert "Upon first conviction, the"

AMENDMENT NO. 6

On page 2, delete lines 26 and 27 in their entirety and insert the following:

"receiving a court order mandating such a suspension for a violation of R.S. 14:93.12."

AMENDMENT NO. 7

On page 3, delete lines 2 and 3 in their entirety and insert the following:

"receiving a court order mandating such a suspension for a violation of R.S. 14:93.13."

On motion of Rep. Quezaire, the amendments were adopted.

On motion of Rep. Quezaire, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 138—

BY REPRESENTATIVES HUTTER AND MCDONALD
AN ACT

To enact R.S. 9:2801(C), relative to the award of attorney fees in a community property partition; to provide that the court may award attorney fees when a party fails to comply with the time limits in a community property partition; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 138 by Representative Hutter

AMENDMENT NO. 1

On page 1, line 15, after "other party" insert a period "." and delete the remainder of the line and delete line 16 in its entirety

On motion of Rep. Ansardi, the amendments were adopted.

On motion of Rep. Ansardi, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 260—

BY REPRESENTATIVE HUNTER
AN ACT

To enact Code of Civil Procedure Article 2904, relative to testaments; to provide for the videotaping of the execution and reading of testaments; to provide for the admissibility of a videotape; to provide for the definition of "videotape"; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

On motion of Rep. Ansardi, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 261—

BY REPRESENTATIVE HUNTER
AN ACT

To enact Children's Code Article 1004(H), relative to termination of parental rights; to authorize termination by any interested person under certain circumstances; to provide for procedures; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 261 by Representative Hunter

AMENDMENT NO. 1

On page 1, line 12, at the beginning of line 12, delete "court or the"

AMENDMENT NO. 2

On page 1, line 12, after "interested person" and before the comma "," insert "and no petition is filed within sixty days by the district attorney"

On motion of Rep. Ansardi, the amendments were adopted.

On motion of Rep. Ansardi, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 303—

BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 47:6006(A), relative to authorizing a credit against income and corporation franchise taxes for ad valorem taxes paid to political subdivisions on natural gas held, used, or consumed in providing natural gas storage services or operating natural gas storage facilities; to delete an obsolete reference; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

On motion of Rep. Hammett, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 327—

BY REPRESENTATIVES QUEZAIRE, DOVE, DOWNS, FANNIN, M. GUILLORY, KATZ, LAMBERT, PITRE, M. POWELL, SMILEY, ST. GERMAIN, AND TUCKER AND SENATOR KOSTELKA
AN ACT

To amend and reenact R.S. 47:463.4(D), 466(C), and 473(J), to enact Part II-A of Chapter 4 of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:490.1 through 490.18, and to repeal R.S. 47:463.2.1, 463.7, 463.10, 463.11, 463.13, 463.15, 463.16, 463.18, 463.20, 463.25, 463.26, 463.27, 463.29, 463.34, 463.38, 463.42, 463.55, and 463.65, relative to motor vehicle license plates; to provide relative to the creation and issuance of military honor license plates for veterans and military personnel; to repeal provisions establishing and creating certain special prestige license plates for veterans and military personnel; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

On motion of Rep. Quezaire, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 392—

BY REPRESENTATIVE BAUDOIN

AN ACT

To amend and reenact R.S. 40:2010.9(A) and (B) and to enact R.S. 40:2010.9(D), relative to residents' bill of rights; to provide for actions brought for civil enforcement of residents' rights; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 392 by Representative Baudoin

AMENDMENT NO. 1

On page 1, line 2, after "to" and before the comma "," change "repeal R.S. 40:2010.9(C)" to "enact R.S. 40:2010.9(D)"

AMENDMENT NO. 2

On page 1, line 3, change "patients" to "residents"

AMENDMENT NO. 3

On page 1, delete line 4 in its entirety and insert "residents' rights;"

AMENDMENT NO. 4

On page 1, line 7, after "reenacted" and before "to" insert "and R.S. 40:2010.9(D) is hereby enacted"

AMENDMENT NO. 5

On page 2, delete line 7 in its entirety and insert the following:

** * *

D. Notwithstanding any other provision of this Section to the contrary, any resident who alleges that his rights, as specified in R.S. 40:2010.8(A)(1) through (4), (9), (13) through (16), (19), (20), or (21), have been deprived or infringed upon may assert a cause of action only for injunctive relief against any nursing home or health care facility responsible for the alleged violation. The action may be brought by the resident or his curator, including a curator ad hoc. The action may be brought in any court of competent jurisdiction to enforce such rights or to enjoin any deprivation or infringement on the rights of a resident. Any plaintiff who prevails in such action shall be entitled to recover reasonable attorney fees and court costs. If the court finds that the plaintiff acted in bad faith with malicious purpose and that there was an absence of a justiciable issue of either law or fact, the court shall award the prevailing party his reasonable attorney fees."

On motion of Rep. Ansardi, the amendments were adopted.

On motion of Rep. Ansardi, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

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HOUSE BILL NO. 569—

BY REPRESENTATIVE BAUDOUIN

AN ACT

To enact R.S. 47:463.129, relative to motor vehicle prestige license plates; to provide for the creation of a Ladies Auxiliary, V. F. W. prestige license plate; to provide for the issuance of such plate; to provide relative to the fees for such plate; to provide for use of such fees; to authorize the promulgation of rules and regulations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

On motion of Rep. Quezaire, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 576—

BY REPRESENTATIVE LAMBERT

AN ACT

To enact R.S. 6:332 and 333(F)(16), relative to financial records; to provide relative to the disclosure of such records; to provide relative to attorney trust or escrow accounts; to authorize overdraft notification to the office of disciplinary counsel for the Louisiana Attorney Disciplinary Board; to provide for limitation of liability; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 576 by Representative Lambert

AMENDMENT NO. 1

On page 1, at the end of line 15, insert "Notification to the office of disciplinary counsel may only be given after such bank or affiliate has given notice to the offending attorney and five business days have passed from the date of such notice."

AMENDMENT NO. 2

On page 1, line 16, after "affiliate" delete "to the attorney" and on line 17 delete "or law firm"

AMENDMENT NO. 3

On page 1, line 17, after "notification" and before the period insert a comma ", and shall be payable to the bank from the interest earnings on the trust account"

On motion of Rep. Pinac, the amendments were adopted.

On motion of Rep. Pinac, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 601—

BY REPRESENTATIVES SALTER, MONTGOMERY, ST. GERMAIN, ARNOLD, BALDONE, CURTIS, FAUCHEUX, HILL, HONEY, KENNEY, ODINET, JANE SMITH, AND TOWNSEND

AN ACT

To enact R.S. 47:359(K), relative to the occupational license tax; to provide by which the occupational license tax is assessed on pharmacies; to provide for the amount of the tax; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

On motion of Rep. Hammett, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 710—

BY REPRESENTATIVE GREENE

AN ACT

To amend and reenact R.S. 37:1367(A), relative to the State Plumbing Board; to provide relative to supervision of apprentices; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 710 by Representative Greene

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line, delete line 3 in its entirety and insert "R.S. 37:1367(A), relative to the"

AMENDMENT NO. 2

On page 1, line 4, after "Board;" delete the remainder of the line, delete line 5 in its entirety and insert "to provide relative to supervision of apprentices; and to provide for related"

AMENDMENT NO. 3

On page 1, line 8, after "1." delete the remainder of the line, at the beginning of line 9, delete "and 1377(C) are" and insert "R.S. 37:1367(A) is"

AMENDMENT NO. 4

On page 1, line 9, after "reenacted" delete the remainder of the line and at the beginning of line 10, delete "hereby enacted"

AMENDMENT NO. 5

On page 1, delete lines 11 through 19 in their entirety

AMENDMENT NO. 6

On page 2, line 9, after "plumber" delete "will" and insert "may"

AMENDMENT NO. 7

On page 2, at the end of line 10, delete "no more than"

AMENDMENT NO. 8

On page 2, line 11, after "a" delete the remainder of the line, delete line 12 in its entirety and insert "time, one of whom shall have at least one year of experience as an apprentice."

AMENDMENT NO. 9

On page 2, delete lines 14 through 27 in their entirety

AMENDMENT NO. 10

On page 3, delete lines 1 through 18 in their entirety

On motion of Rep. Pinac, the amendments were adopted.

On motion of Rep. Pinac, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 744—

BY REPRESENTATIVE CROWE

AN ACT

To enact R.S. 40:1662.19, relative to motor vehicles; to restrict the duplication of keys based on vehicle identification numbers; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Original House Bill No. 744 by Representative Crowe

AMENDMENT NO. 1

On page 1, delete line 7, in its entirety and insert the following:

"A. (1) No licensed locksmith, locksmith shop technician, motor vehicle dealer, or used motor vehicle dealer shall produce, reproduce, or duplicate a key for a motor vehicle based only on a"

AMENDMENT NO. 2

On page 1, line 9, after "requesting the" delete "duplicate"

AMENDMENT NO. 3

On page 1, line 9, after "motor vehicle" and before the period ":" insert the following:

"or is authorized by the owner of the motor vehicle to request a new, reproduction, or duplicate key"

AMENDMENT NO. 4

On page 1, between lines 11 and 12, add the following:

"(2) The state fire marshal shall promulgate rules and regulations to implement the provisions of this Section as they relate to locksmiths and locksmith shop technicians. In addition, the Louisiana Motor Vehicle Commission and the Louisiana Recreational and Used Motor Vehicle Commission shall, respectively, promulgate rules and regulations to implement the provisions of this Section as they relate to their respective licensees."

AMENDMENT NO. 5

On page 1, line 13, after "dollars" insert a period "." and delete the remainder of the line and delete line 14 in its entirety

On motion of Rep. Quezaire, the amendments were adopted.

On motion of Rep. Quezaire, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 771—

BY REPRESENTATIVE DAMICO

AN ACT

To amend and reenact R.S. 40:1484.2(8) and to enact R.S. 40:1484.9(E) and 1484.14, relative to air-supported structures; to provide for the definition of operator; to provide that certain provisions of law shall apply to operators of air-supported structures; to require operators of such structures to maintain minimum liability insurance or bond; to require that operators of air-supported structures report such purchases to the assistant secretary; to provide that the assistant secretary maintain a record of reported purchases; to provide penalties for an operator's failure to report; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 771 by Representative Damico

AMENDMENT NO. 1

On page 1, at the beginning of line 2, after "To" insert "amend and reenact R.S. 40:1484.2(8) and to"

AMENDMENT NO. 2

On page 1, line 2, after "structures;" insert "to provide for the definition of operator;"

AMENDMENT NO. 3

On page 1, line 10, after "R.S." insert "40:1484.2(8) is hereby amended and reenacted and R.S."

AMENDMENT NO. 4

On page 1, between lines 10 and 11 insert the following:

"§1484.2. Definitions

As used in this Part, the following definitions shall apply unless otherwise indicated:

* * *

(8) "Operator" means a person, or the agent of a person, who owns or controls or has the duty to control the operation of an amusement attraction or ride or more than ~~one~~ two air-supported ~~structure~~ structures. "Operator" may include an agency of the state or any of its political subdivisions.

* * *"

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On motion of Rep. Pinac, the amendments were adopted.

On motion of Rep. Pinac, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 817—

BY REPRESENTATIVE HAMMETT

AN ACT

To enact R.S. 47:1675 and to repeal R.S. 47:287.34, relative to income and corporation franchise tax credits; to provide for eligibility and application of the tax credits; to provide general administrative provisions for tax credits; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

On motion of Rep. Hammett, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 835—

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 47:633(7)(c)(iv) and (aa), relative to the severance tax; to exempt from the severance tax certain production on wells which have been inactive; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 835 by Representative Daniel

AMENDMENT NO. 1

On page 2, line 9, after "a period of" change "two" to "five"

On motion of Rep. Hammett, the amendments were adopted.

On motion of Rep. Hammett, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

Senate Instruments on Second Reading Returned from the Legislative Bureau

The following Senate Instruments on second reading, returned from the Legislative Bureau, were taken up and acted upon as follows:

SENATE BILL NO. 258—

BY SENATORS KOSTELKA, BAJOE, MOUNT AND SCHEDLER AND REPRESENTATIVES JOHNS, ALARIO, DORSEY, HAMMETT AND SALTER

AN ACT

To amend and reenact R.S. 13:5106(B)(1) and (2), relative to the Louisiana Governmental Claims Act; to provide relative to limitations of liability for the state and political subdivisions; to provide for liability for damages for personal injury and

wrongful death; to provide for legislative intent; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Johns, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

House and House Concurrent Resolutions on Third Reading for Final Consideration

The following House and House Concurrent Resolutions on third reading for final consideration were taken up and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 84—

BY REPRESENTATIVES DOVE AND BALDONE AND SENATOR DUPRE
A CONCURRENT RESOLUTION

To memorialize the United States Congress and the Louisiana congressional delegation to approve funding for deepening the Houma Navigation Canal, including funding efforts to make beneficial use of the dredge material for embankment stabilization.

Read by title.

On motion of Rep. Dove, the resolution was adopted.

Ordered to the Senate.

House Bills and Joint Resolutions Returned from the Senate with Amendments

The following House Bills and Joint Resolutions returned from the Senate with amendments to be concurred in by the House were taken up and acted upon as follows:

HOUSE BILL NO. 28 (Duplicate of Senate Bill No. 8 by Senator Theunissen)—

BY REPRESENTATIVE MORRISH AND SENATOR THEUNISSEN AND COAUTHORED BY REPRESENTATIVES JOHNS, GEYMAN, E. GUILLORY, AND KLECKLEY

AN ACT

To amend and reenact R.S. 34:204.1(B) and (D)(12), relative to the Lake Charles Harbor and Terminal District; to provide relative to the qualifications and authority of the port director; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Conforming Amendments proposed by Senator Theunissen to Reengrossed House Bill No. 28 by Representative Morrish

AMENDMENT NO. 1

On page 1, line 14, change "have" to "meet"

AMENDMENT NO. 2

On page 1, line 15, change "bachelor" to "bachelor's"

AMENDMENT NO. 3

On page 2, line 5, between "development" and "or" delete the comma ","

AMENDMENT NO. 4

On page 2, line 15, between "However" and "with" delete "the port director shall enter into an agreement" and insert in lieu thereof "agreements"

AMENDMENT NO. 5

On page 2, line 16, change "extends" to "extend"

AMENDMENT NO. 6

On page 2, line 16, after "one year" delete the remainder of the line and insert in lieu thereof the following:

"shall be subject to approval by the board."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Theunissen to Reengrossed House Bill No. 28 by Representative Morrish

AMENDMENT NO. 1

Delete Senate Floor Amendments Nos. 4, 5, and 6 in the Conforming Amendments proposed by Senator Theunissen and adopted by the Senate on May 10, 2005.

Rep. Morrish moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pinac
Alario	Gallot	Pitre
Alexander	Geymann	Powell, M.
Ansardi	Glover	Powell, T.
Badon	Greene	Quezaire
Baldone	Guillory, E.	Richmond
Barrow	Guillory, M.	Ritchie
Baudoin	Heaton	Robideaux
Baylor	Hebert	Romero
Bowler	Hopkins	Scalise
Bruce	Hunter	Shepherd
Bruneau	Hutter	Smiley
Burns	Jackson	Smith, G.
Burrell	Jefferson	Smith, J.D.—50th
Carter, R.	Johns	Smith, J.H.—8th
Cazayoux	Katz	Smith, J.R.—30th
Crane	Kennard	St. Germain
Cravins	Kenney	Strain
Crowe	Kleckley	Thompson
Damico	LaBruzzo	Toomy
Daniel	LaFleur	Townsend
Dartez	Lambert	Trahan
Dewitt	Lancaster	Triche
Doerge	Marchand	Tucker
Dorsey	McDonald	Waddell
Dove	McVea	Walker
Downs	Montgomery	Walsworth
Durand	Morrell	White
Erdey	Morrish	Winston
Fannin	Odinet	Wooton

Faucheux	Pierre	Wright
Total - 93		

NAYS

Total - 0

ABSENT

Arnold	Farrar	Honey
Beard	Gray	LaFonta
Carter, K.	Hammett	Martiny
Curtis	Hill	Schneider
Total - 12		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 272—

BY REPRESENTATIVE BALDONE

AN ACT

To enact R.S. 14:62.5(C), relative to looting; to provide with respect to penalties for the crime of looting when committed during a state of emergency; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Conforming Amendments proposed by Senator Dupre to Engrossed House Bill No. 272 by Representative Baldone

AMENDMENT NO. 1

On page 1, line 10, between "emergency" and "which" insert a comma ","

AMENDMENT NO. 2

On page 1, line 11, between "parish" and "when" insert a comma ","

AMENDMENT NO. 3

On page 1, line 13, between "dollars," and "imprisonment" insert "and"

AMENDMENT NO. 4

On page 1, line 14, between "years" and "without" insert "or both"

AMENDMENT NO. 5

On page 1, line 15, after "sentence" change the comma "," to a period "." and delete the remainder of the line.

Rep. Baldone moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pierre
Alario	Gallot	Pinac
Alexander	Geymann	Pitre
Ansardi	Glover	Powell, M.
Badon	Gray	Powell, T.
Baldone	Greene	Quezaire

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Barrow	Guillory, E.	Richmond
Baudoin	Guillory, M.	Ritchie
Baylor	Heaton	Robideaux
Bowler	Hebert	Romero
Bruce	Hill	Scalise
Bruneau	Honey	Shepherd
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
Dewitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White
Durand	McDonald	Winston
Erdey	McVea	Wooton
Fannin	Montgomery	Wright
Farrar	Morrell	
Faucheux	Morrish	
Total - 100		

NAYS

Total - 0

ABSENT

Arnold	Hammett	Schneider
Beard	Odinot	
Total - 5		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 272: Reps. Baldone, Martiny, and Dove.

HOUSE BILL NO. 658—

BY REPRESENTATIVE SCHNEIDER
AN ACT

To amend and reenact R.S. 11:263, 264, 264.4, 264.7(A), 266(B) and (C), 267(B)(2) and (C), and 269, to enact R.S. 11:264.5(C) and Subpart N of Part II of Chapter 4 of Subtitle I of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:351 and 352, and to repeal R.S. 11:267(B)(3) and (D), relative to investments of the state and statewide retirement systems; to provide relative to fiduciary duty, including enforcement of requirements therefor; to require disclosure by investment consultants and money managers; to provide for penalties; to provide for reports; to provide relative to investments in certain sanctioned nations; to provide for definitions; to provide for an effective date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 658 by Representative Schneider

AMENDMENT NO. 1

On page 5, line 14, following "11:263" and before "," change "(E)" to "(D)"

Rep. Triche moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Morrish
Alario	Frith	Pierre
Alexander	Gallot	Pinac
Ansardi	Geymann	Pitre
Badon	Glover	Powell, M.
Baldone	Gray	Powell, T.
Barrow	Greene	Quezaire
Baudoin	Guillory, E.	Richmond
Baylor	Guillory, M.	Ritchie
Beard	Heaton	Robideaux
Bowler	Hebert	Romero
Bruce	Hill	Scalise
Bruneau	Honey	Shepherd
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
Dewitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dove	Marchand	Walker
Downs	Martiny	Walsworth
Durand	McDonald	White
Erdey	McVea	Winston
Fannin	Montgomery	Wooton
Farrar	Morrell	Wright
Total - 99		

NAYS

Total - 0

ABSENT

Arnold	Hammett	Odinot
Dorsey	Lancaster	Schneider
Total - 6		

The amendments proposed by the Senate were concurred in by the House.

House Bills and Joint Resolutions on Third Reading and Final Passage

The following House Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

Regular Calendar

HOUSE BILL NO. 78—

BY REPRESENTATIVES LAFLEUR, SALTER, ALARIO, DORSEY, AND HAMMETT AND SENATORS HINES, BAJOE, HEITMEIER, AND MOUNT

AN ACT

To amend and reenact R.S. 47:305.50(B), relative to the state sales and use tax; to exempt repairs of rail rolling stock when such rail rolling stock is for use in interstate commerce; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. LaFleur sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative LaFleur to Engrossed House Bill No. 78 by Representative LaFleur

AMENDMENT NO. 1

On page 1, line 12, after "state" delete the remainder of the line and insert a period "."

AMENDMENT NO. 2

On page 1, line 15, after "stock" delete the remainder of the line and insert a period "."

AMENDMENT NO. 3

On page 1, at the beginning of line 16, delete "interstate commerce"

AMENDMENT NO. 4

On page 1, line 18, after "stock" delete the remainder of the line

AMENDMENT NO. 5

On page 1, delete line 19 in its entirety and insert a period "."

On motion of Rep. LaFleur, the amendments were adopted.

Rep. LaFleur moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Morrish
Alario	Frith	Pierre
Alexander	Gallot	Pinac
Ansardi	Geymann	Pitre
Badon	Glover	Powell, M.
Baldone	Gray	Powell, T.
Barrow	Greene	Quezaire
Baudoin	Guillory, E.	Richmond
Baylor	Guillory, M.	Ritchie
Beard	Hammett	Robideaux
Bowler	Heaton	Romero
Bruce	Hebert	Scalise
Bruneau	Hill	Shepherd
Burns	Honey	Smiley
Burrell	Hopkins	Smith, G.
Carter, K.	Hunter	Smith, J.D.—50th
Carter, R.	Hutter	Smith, J.H.—8th

Cazayoux

Crane

Cravins

Crowe

Curtis

Damico

Daniel

Dartez

Dewitt

Doerge

Dorsey

Dove

Downs

Durand

Erdey

Fannin

Farrar

Total - 100

Jackson

Jefferson

Johns

Katz

Kenney

Kleckley

LaBruzzo

LaFleur

LaFonta

Lambert

Lancaster

Marchand

Martiny

McDonald

McVea

Montgomery

Morrell

Smith, J.R.—30th

St. Germain

Strain

Thompson

Toomy

Townsend

Trahan

Tucker

Waddell

Walker

Walsworth

White

Winston

Wooton

Wright

NAYS

Total - 0

ABSENT

Arnold

Kennard

Total - 5

Odinet

Schneider

Triche

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. LaFleur moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 80—

BY REPRESENTATIVES BRUNEAU, FAUCHEUX, ARNOLD, FANNIN, GALLOT, JEFFERSON, LAFONTA, LANCASTER, AND PITRE

A JOINT RESOLUTION

Proposing to amend Article IV, Section 3(A) and to add Article IV, Section 3(E) of the Constitution of Louisiana, to change the date of the election of the governor and the other officials elected at the same time as the governor; to provide for the terms of office of such officials; to provide relative to statewide elections in odd-numbered years; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Suspension of the Rules

On motion of Rep. Bruneau, and under a suspension of the rules, consideration of the above bill was deferred at this time.

HOUSE BILL NO. 84—

BY REPRESENTATIVE CAZAYOUX

AN ACT

To enact R.S. 46:2134(G), relative to domestic abuse assistance; to provide for the payment of costs; and to provide for related matters.

Read by title.

Rep. Cazayoux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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Mr. Speaker	Frith	Odinot
Alario	Gallot	Pierre
Alexander	Geymann	Pinac
Ansardi	Glover	Pitre
Badon	Gray	Powell, M.
Baldone	Greene	Powell, T.
Barrow	Guillory, E.	Quezaire
Baudoin	Guillory, M.	Richmond
Baylor	Hammett	Ritchie
Beard	Heaton	Robideaux
Bowler	Hebert	Romero
Bruce	Hill	Scalise
Bruneau	Honey	Shepherd
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
Dewitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White
Durand	McDonald	Winston
Erdey	McVea	Wooton
Fannin	Montgomery	Wright
Farrar	Morrell	
Faucheux	Morrish	
Total - 103		

NAYS

Total - 0

ABSENT

Arnold	Schneider
Total - 2	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Cazayoux moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 212—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact Section 2 of Act No. 15 of the 1996 Regular Session of the Legislature, as amended by Act No. 47 of the 1998 Regular Session of the Legislature, Act No. 33 of the 2000 Regular Session of the Legislature, and Act No. 141 of the 2003 Regular Session of the Legislature; to extend the termination date regarding certain transactions involving certain private and parochial elementary and secondary schools; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Alario, the bill was returned to the calendar.

HOUSE BILL NO. 222—

BY REPRESENTATIVE TOOMY

A JOINT RESOLUTION

Proposing to add Article VI, Section 14.1 of the Constitution of Louisiana, to provide that no law, unless enacted by two-thirds of the elected members of each house of the legislature, requiring increased expenditures for any purpose shall be applicable to a city, parish, or other local public school board except under certain circumstances; to provide for exceptions to such prohibition; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Rep. Toomy moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Richmond
Alario	Geymann	Robideaux
Ansardi	Glover	Romero
Badon	Greene	Scalise
Baylor	Guillory, E.	Smiley
Bowler	Hammett	Smith, G.
Bruce	Heaton	Smith, J.D.—50th
Burns	Hutter	Smith, J.H.—8th
Burrell	Johns	Smith, J.R.—30th
Carter, K.	Katz	St. Germain
Cazayoux	Kenney	Thompson
Damico	Kleckley	Toomy
Dartez	LaBruzzo	Townsend
Dewitt	Lancaster	Triche
Doerge	Montgomery	Tucker
Dorsey	Morrish	Waddell
Durand	Odinot	Walker
Erdey	Pierre	Walsworth
Fannin	Pinac	White
Faucheux	Pitre	Winston
Frith	Powell, M.	Wooton
Total - 63		

NAYS

Alexander	Curtis	Kennard
Baldone	Daniel	Lambert
Barrow	Downs	Marchand
Baudoin	Farrar	McVea
Beard	Gray	Morrell
Bruneau	Guillory, M.	Powell, T.
Carter, R.	Hebert	Strain
Crane	Honey	Trahan
Cravins	Hunter	Wright
Crowe	Jackson	
Total - 29		

ABSENT

Arnold	LaFleur	Ritchie
Dove	LaFonta	Schneider
Hill	Martiny	Shepherd
Hopkins	McDonald	
Jefferson	Quezaire	
Total - 13		

The bill, not having received a two-thirds vote of the elected members, failed to pass.

Motion to reconsider pending.

HOUSE BILL NO. 212—BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact Section 2 of Act No. 15 of the 1996 Regular Session of the Legislature, as amended by Act No. 47 of the 1998 Regular Session of the Legislature, Act No. 33 of the 2000 Regular Session of the Legislature, and Act No. 141 of the 2003 Regular Session of the Legislature; to extend the termination date regarding certain transactions involving certain private and parochial elementary and secondary schools; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Hammett moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Montgomery
Alario	Farrar	Morrell
Alexander	Faucheux	Morrish
Ansardi	Frith	Pierre
Arnold	Geymann	Pinac
Badon	Glover	Pitre
Baldone	Gray	Powell, M.
Barrow	Greene	Powell, T.
Baudoin	Guillory, E.	Richmond
Baylor	Hammett	Ritchie
Beard	Heaton	Robideaux
Bowler	Hebert	Romero
Bruce	Hill	Scalise
Bruneau	Honey	Shepherd
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
Dewitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White
Durand	McDonald	Winston
Erdey	McVea	Wright

Total - 99

NAYS

Total - 0

ABSENT

Gallot	Odinot	Schneider
Guillory, M.	Quezaire	Wooton

Total - 6

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hammett moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 226—BY REPRESENTATIVE GALLOT
AN ACT

To amend and reenact Code of Civil Procedure Articles 592(A)(3)(b), 1917, 2031(A), and 2083, relative to civil procedure; to provide for the continuous revision of the Code of Civil Procedure as required by R.S. 24:251; to provide for written reasons for judgment and findings of fact in class action certifications and for appeal therefrom; to provide for the commencement of the time period in which to request the court to give findings of fact and written reasons for judgment in a nonjury trial; to provide for the interruption of prescription with the filing of a motion to revive a judgment; to provide for appeal of interlocutory judgments; and to provide for related matters.

Read by title.

Rep. Gallot sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Gallot to Engrossed House Bill No. 226 by Representative Gallot

AMENDMENT NO. 1

On page 4, after line 13, add the following:

"Section 2. This Act shall become effective on January 1, 2006; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on January 1, 2006, or on the day following such approval by the legislature, whichever is later."

On motion of Rep. Gallot, the amendments were adopted.

Rep. Gallot moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Morrish
Alario	Frith	Odinot
Alexander	Gallot	Pierre
Ansardi	Geymann	Pinac
Arnold	Glover	Pitre
Badon	Gray	Powell, M.
Baldone	Greene	Powell, T.
Barrow	Guillory, E.	Quezaire
Baudoin	Guillory, M.	Richmond
Baylor	Hammett	Ritchie
Beard	Heaton	Robideaux
Bowler	Hebert	Romero
Bruce	Hill	Scalise
Bruneau	Honey	Shepherd
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Cravins	Katz	Strain

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Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
Dewitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White
Durand	McDonald	Winston
Erdey	McVea	Wooton
Fannin	Montgomery	Wright
Farrar	Morrell	

Total - 104

NAYS

Total - 0

ABSENT

Schneider
Total - 1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Gallot moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 238— BY REPRESENTATIVE ST. GERMAIN AN ACT

To amend and reenact R.S. 56:650(A)(2) and to enact R.S. 56:650(C), relative to the Lifetime License Endowment Fund; to provide for deposit of revenues to the fund; to provide relative to investment of the monies in the fund; and to provide for related matters.

Read by title.

Rep. Romero sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Romero to Engrossed House Bill No. 238 by Representative St. Germain

AMENDMENT NO. 1

On page 1, line 2, delete "56:650(A)(2)" and insert "56:302.4(A) and 650(A)(2)"

AMENDMENT NO. 2

On page 1, line 1, after "relative to" and before "the", insert "recreational fishing licenses and"

AMENDMENT NO. 3

On page 1, line 3, after "Fund;" and before "to", insert "to provide for the time period for which a recreational fishing license is valid";

AMENDMENT NO. 4

On page 1, line 7, delete "56:650(A)(2) is" and insert "56:302.4(A) and 650(A)(2) are"

AMENDMENT NO. 5

On page 1, between lines 8 and 9, insert the following:

"§302.4. Recreational fishing licenses: license year; purchase period

A. Basic recreational licenses, freshwater trout licenses, saltwater licenses, and recreational gear licenses are valid ~~beginning June first of each calendar year and expiring on June thirtieth of the following calendar year for a period of one year from the date of issuance of the license, unless suspended, revoked, or canceled. However, through promulgation and adoption of rules and regulations therefor, the department may issue recreational licenses and recreational gear licenses for a period of one year from the date of issuance. Any such rule promulgated and adopted under the provisions of this Section shall supersede the licensure period delineated in this Section prior to the adoption of the rule.~~

* * *

Point of Order

Rep. St. Germain asked for a ruling from the Chair as to whether the above amendments were germane to the subject matter contained in the bill as introduced.

Ruling of the Chair

The Chair ruled that the above amendments were not germane to the subject matter contained in the bill as introduced.

On motion of Rep. Romero, the amendments were withdrawn.

Rep. St. Germain moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Odinot
Alario	Gallot	Pierre
Alexander	Geymann	Pinac
Ansardi	Glover	Pitre
Arnold	Gray	Powell, M.
Badon	Greene	Quezaire
Baldone	Guillory, E.	Richmond
Barrow	Guillory, M.	Ritchie
Baudoin	Hammett	Robideaux
Baylor	Heaton	Romero
Bowler	Hebert	Scalise
Bruce	Hill	Shepherd
Bruneau	Honey	Smiley
Burns	Hopkins	Smith, G.
Burrell	Hunter	Smith, J.D.—50th
Carter, K.	Hutter	Smith, J.H.—8th
Carter, R.	Jackson	Smith, J.R.—30th
Cazayoux	Jefferson	St. Germain
Crane	Johns	Strain
Cravins	Katz	Thompson
Curtis	Kennard	Toomy
Damico	Kenney	Townsend
Daniel	Kleckley	Trahan
Dartez	LaBruzzo	Triche
Dewitt	LaFleur	Tucker
Doerge	LaFonta	Waddell
Dorsey	Lambert	Walker
Dove	Lancaster	Walsworth
Downs	Marchand	White
Durand	Martiny	Winston
Erdey	McDonald	Wooton

Fannin
Farrar
Fauchaux
Total - 100

McVea
Montgomery
Morrish

Wright

NAYS

Total - 0

ABSENT

Beard
Crowe
Total - 5

Morrell
Powell, T.

Schneider

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. St. Germain moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 239—

BY REPRESENTATIVE HILL

AN ACT

To amend and reenact R.S. 47:2181.1, relative to sales of immovable property for delinquent taxes; to specify the location of the sale; and to provide for related matters.

Read by title.

Rep. Hill moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Alario
Alexander
Ansardi
Arnold
Badon
Baldone
Barrow
Baudoin
Baylor
Beard
Bowler
Bruce
Bruneau
Burns
Burrell
Carter, K.
Carter, R.
Cazayoux
Crane
Cravins
Crowe
Curtis
Damico
Daniel
Dartez
Dewitt
Doerge
Dorsey
Dove
Downs
Durand
Erdey

Farrar
Fauchaux
Frith
Gallot
Geymann
Gray
Greene
Guillory, E.
Guillory, M.
Hammett
Hebert
Hill
Honey
Hopkins
Hunter
Hutter
Jackson
Jefferson
Johns
Katz
Kennard
Kenney
Kleckley
LaBruzzo
LaFleur
LaFonta
Lambert
Lancaster
Marchand
Martiny
McDonald
McVea
Montgomery

Morrish
Odinet
Pierre
Pinac
Pitre
Powell, M.
Powell, T.
Quezaire
Richmond
Ritchie
Robideaux
Romero
Scalise
Shepherd
Smiley
Smith, G.
Smith, J.D.—50th
Smith, J.H.—8th
Smith, J.R.—30th
St. Germain
Strain
Thompson
Toomy
Townsend
Trahan
Triche
Tucker
Waddell
Walker
Walsworth
White
Winston
Wooton

Fannin
Total - 102

Morrell

Wright

NAYS

Total - 0

ABSENT

Glover
Total - 3

Heaton

Schneider

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hill moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 268—

BY REPRESENTATIVE BURRELL

AN ACT

To amend and reenact R.S. 27:392(B)(2)(a), relative to the Pari-mutuel Live Racing Facility Economic Redevelopment and Gaming Control Act; to provide for a portion of the monies in the Pari-mutuel Live Racing Facility Gaming Control Fund to be deposited into the Compulsive and Problem Gaming Fund; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Tucker sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Tucker to Engrossed House Bill No. 268 by Representative Burrell

AMENDMENT NO. 1

On page 1, line 2, delete "R.S. 27:392(B)(2)(a)" and insert "R.S. 27:392(B)"

AMENDMENT NO. 2

On page 1, at the end of line 3, delete "for a portion of the" and insert "the disposition of"

AMENDMENT NO. 3

On page 1, at the end of line 4, delete "to be deposited" and at the beginning of line 5, delete "into the Compulsive and Problem Gaming Fund"

AMENDMENT NO. 4

On page 1, line 8, delete "R.S. 27:392(B)(2)(a)" and insert "R.S. 27:392(B)"

AMENDMENT NO. 5

On page 1, delete lines 12 through 19 and on page 2 lines 1 through 3 and insert the following:

"(1) All fees, fines, revenues, state taxes, and other monies collected by the division shall be forwarded upon receipt to the state treasurer for immediate deposit into the state treasury. Funds so deposited shall first be credited to the Bond Security and Redemption Fund in accordance with Article VII, Section 9(B) of the Constitution of Louisiana.

(2)(a) After complying with the provisions of Paragraph (1) of this Subsection, the state treasurer shall, each fiscal year, credit one percent from the combined net slot machine proceeds collected by the state from each licensed facility, not to exceed five hundred thousand dollars, to the Compulsive and Problem Gaming Fund established by R.S. 28:842. After crediting such proceeds to the Compulsive and Problem Gaming Fund, the state treasurer shall, each fiscal year, credit the remainder of all taxes generated pursuant to R.S. 27:393 and all fines and other monies collected by the division to a special fund which is hereby created in the state treasury and entitled the "Pari-mutuel Live Racing Facility Gaming Control Fund", hereinafter referred to as the "Gaming Control Fund".

(b) Monies in the Gaming Control Fund shall be withdrawn only pursuant to appropriation by the legislature and shall be used solely for the expenses of the board, the Department of Justice, and the division which are necessary to carry out the provisions of this Chapter. Monies in the fund remaining after appropriation for expenses of the board, the Department of Justice, and the division shall be credited as hereinafter provided in this Subsection.

(c) Monies in the Gaming Control Fund shall be invested by the state treasurer in the same manner as monies in the state general fund. Interest earned on investment of monies in the Gaming Control Fund shall be credited to the state general fund. Unexpended and unencumbered monies in the Gaming Control Fund at the end of each fiscal year shall be deposited in the state general fund.

(3) After complying with the provisions of Paragraphs (1) and (2) of this Subsection, the state treasurer shall, each fiscal year, credit five percent of the state portion of taxable net slot machine proceeds collected from each licensed eligible facility to the following special funds:

(a)(i) The Bossier Parish Truancy Program Fund, which is hereby created in the state treasury from the proceeds derived from the licensed eligible facility in Bossier Parish. Monies in the Bossier Parish Truancy Program Fund, for purposes of this Subparagraph referred to as the "fund", shall be withdrawn only pursuant to appropriation by the legislature and shall be used solely and exclusively by the district attorney in the Twenty-Sixth Judicial District to support a truancy program and truancy-related matters within the Twenty-Sixth Judicial District.

(ii) Monies in the fund shall be invested by the state treasurer in the same manner as monies in the state general fund. Interest earned on investment of monies in the fund shall be credited to the fund. Unexpended and unencumbered monies in the fund at the end of each fiscal year shall remain in the fund.

(b)(i) The St. Landry Parish Excellence Fund in St. Landry Parish which is hereby created in the state treasury from proceeds derived from the licensed eligible facility in St. Landry Parish. Monies in the St. Landry Parish Excellence Fund, for purposes of this Subparagraph referred to as the "fund", shall be withdrawn only pursuant to appropriation by the legislature and shall be used solely and exclusively by the St. Landry School Board for elementary and secondary education, or for the construction and operation of a Career and Technology Center to be located in St. Landry Parish, and/or the enhancement and expansion of existing vocational and technical programs and curricula. The Career and Technology Center shall serve secondary, including junior high school, and postsecondary students and shall provide occupational and workforce training. All courses of instruction provided at the Career and Technology Center shall be developed by the school board in collaboration with the Board of Supervisors of Community and Technical Colleges. Monies in the fund appropriated to the St. Landry Parish School Board shall be used solely and exclusively for enhancements to the education program in St. Landry Parish.

(ii) Monies in the fund shall be invested by the state treasurer in the same manner as monies in the state general fund. Interest earnings on investment of monies in the fund shall be credited to the fund. Unexpended and unencumbered monies in the fund at the end of each fiscal year shall remain in the fund.

(c)(i) The Calcasieu Parish Fund, which is hereby created in the state treasury, from the proceeds derived from the licensed eligible facility in Calcasieu Parish. Monies in the Calcasieu Parish Fund, for purposes of this Subparagraph referred to as the "fund", shall be withdrawn only pursuant to appropriation by the legislature. Monies in the fund shall be invested by the state treasurer in the same manner as monies in the state general fund. Interest earnings on investment of monies in the fund shall be credited to the fund. Unexpended and unencumbered monies in the fund at the end of each fiscal year shall remain in the fund.

(ii) Monies in the fund shall be appropriated annually as follows:

(aa) Sixty percent to the Calcasieu Parish School Board.

(bb) Thirty percent to McNeese State University.

(cc) Ten percent to Sowell Technical Institute.

(d) The Orleans Parish Excellence Fund which is hereby created in the state treasury from the proceeds derived from the licensed eligible facility in Orleans Parish. Monies in the Orleans Parish Excellence Fund, for purposes of this Subparagraph referred to as the "fund", shall be withdrawn only pursuant to appropriation by the legislature and shall be used solely and exclusively by the Louisiana Community and Technical College System as provided in this Subparagraph. Monies in the fund shall be used solely and exclusively for the construction and operation of an Allied Health and Nursing Program and campus to be located in Orleans Parish. The Allied Health and Nursing Program and campus shall serve secondary and postsecondary students and shall provide occupational and workforce training. All courses of instruction provided at the Allied Health and Nursing Program shall be approved by the Board of Supervisors of Community and Technical Colleges. Monies in the fund shall be invested by the state treasurer in the same manner as monies in the state general fund. Interest earnings on investment of monies in the fund shall be credited to the fund. Unexpended and unencumbered monies in the fund at the end of each fiscal year shall remain in the fund.

(4) After complying with the provisions of Paragraphs (1) through (3) of this Subsection, the state treasurer shall, each fiscal year, credit a total of twelve million dollars from the combined taxable net slot machine proceeds collected by the state from each licensed eligible facility, as defined herein, as follows:

(a) To the ~~fund~~ Louisiana Agricultural Finance Authority Fund previously established by R.S. 3:277, but only in such amount as is necessary to pay the annual principal and interest due on the bonds described as "\$45,000,000 Louisiana Agricultural Finance Authority Variable Rate Demand Revenue Bonds (Lacassine Syrup Mill Project) Series 2004" (hereinafter the "bonds"). These proceeds shall be expended, utilizing any or all powers granted to the Louisiana Agricultural Finance Authority, including the funding or securing of revenue bonds, exclusively for meeting the needs of the Boll Weevil Eradication program and other agricultural, agronomic, horticultural, silvicultural or aquacultural, industrial, or economic development programs. Any portion of the twelve million dollars remaining after the payment and satisfaction of all obligations of the Louisiana Agricultural Finance Authority in each fiscal year under the terms of any resolution or resolutions authorizing the issuance of the bonds shall be considered as surplus.

(b)(1) Until the bonds are paid in full, the surplus shall be deposited into the Rural Road Fund. Upon the payment in full of principal and interest of the bonds or upon the irrevocable deposit of sufficient funds for the payment and redemption of all such bonds in principal, interest, and redemption premiums, if any, to their respective maturity or call dates, the state treasurer shall, each fiscal year, credit a total of twelve million dollars from the combined taxable net slot machine proceeds collected by the state from each licensed eligible facility, as defined herein, to the one-half to the Rural Road Fund, one-quarter to the Community Based Primary Care Initiative Fund, and one-quarter to the Louisiana Housing Trust Fund.

(2) The Rural Road Fund is hereby created in the state treasury. Monies in the Rural Road Fund, for purposes of this Subparagraph referred to as the "fund", shall be withdrawn only pursuant to appropriation by the legislature and shall be used solely and exclusively by the Department of Transportation and Development for resurfacing projects on state highways which are not eligible for federal funds. Monies in the fund shall be invested by the state treasurer in the same manner as monies in the state general fund. Interest earnings on investment of monies in the fund shall be credited to the fund. Unexpended and unencumbered monies in the fund at the end of each fiscal year shall remain in the fund.

(5) After complying with the provisions of Paragraphs (1) through (4) of this Subsection, the state treasurer shall, each fiscal year, credit a total of one million five hundred thousand dollars from the combined taxable net slot machine proceeds collected by the state from each licensed eligible facility, as defined herein, to the "Rehabilitation for the Blind and Visually Impaired Fund", for the purposes of this Subparagraph, the "fund", hereby created in the state treasury. Monies in the fund shall be withdrawn only pursuant to appropriation by the legislature and shall be used solely to fund the Affiliated Blind of Louisiana, the Louisiana Center for the Blind at Ruston, and the Lighthouse for the Blind in New Orleans, Inc., rehabilitation services for the blind, deaf-blind, and visually impaired and for training the older visually impaired. Appropriations for this purpose shall be allocated equally to the Affiliated Blind of Louisiana, the Louisiana Center for the Blind at Ruston, and the Lighthouse for the Blind in New Orleans, Inc. Monies in the fund shall be invested by the state treasurer in the same manner as monies in the state general fund. Interest earned on investment of such monies shall be credited to the state general fund. Unexpended and unencumbered monies in the fund at the end of each fiscal year shall remain in the fund.

(6) After complying with the provisions of Paragraphs (1) through (5) of this Subsection and contingent upon the Revenue Estimating Conference's recognition of revenues from the Bossier Parish horse racing facility in the Fiscal Year 2003-2004 official forecast and in each fiscal year thereafter, the state treasurer shall deposit in and credit the following amounts to the following special funds, which amounts shall be reduced on a pro rata basis if insufficient funds are available to fully fund each item:

(a) Seven hundred fifty thousand dollars each fiscal year shall be deposited in and credited to the Equine Health Studies Program Fund, which is hereby established in the state treasury. Monies in the fund shall be withdrawn from the treasury only by appropriations made in accordance with this Subsection. Monies in the fund shall be invested in the same manner as monies in the state general fund. Interest earned on investment of monies in the fund shall be credited to the state general fund. Unexpended and unencumbered monies in the fund at the end of each fiscal year shall remain in the fund. Monies in the fund shall be appropriated and expended solely and exclusively to support the Equine Health Studies Program at the Louisiana State University School of Veterinary Medicine.

(b) Seven hundred fifty thousand dollars each fiscal year shall be deposited in and credited to the Southern University AgCenter Program Fund, which is hereby established in the state treasury.

Monies in the fund shall be withdrawn from the treasury only by appropriations made in accordance with this Subsection. Monies in the fund shall be invested in the same manner as monies in the state general fund. Interest earned on investment of monies in the fund shall be credited to the state general fund. Unexpended and unencumbered monies in the fund at the end of each fiscal year shall remain in the fund. Monies in the fund shall be appropriated and expended solely and exclusively to support the Southern University AgCenter programs.

(7) After compliance with the provisions of Paragraphs (1) through (6) of this Subsection, two hundred thousand dollars each fiscal year shall be deposited in and credited to the Beautification and Improvement of the New Orleans City Park Fund, hereinafter referred to as the "fund", which is hereby established in the state treasury. Monies in the fund shall be withdrawn only pursuant to appropriation by the legislature and shall be used solely and exclusively by the New Orleans City Park Improvement Association for the improvement and beautification of the New Orleans City Park. Monies in the fund shall be invested in the same manner as monies in the state general fund. Interest earned on the investment of monies in the fund shall be credited to the fund. Unexpended and unencumbered monies in the fund at the end of the fiscal year shall remain in the fund.

(8) After compliance with the provisions of Paragraphs (1) through (5) of this Subsection, pursuant to an annual appropriation by the legislature, remaining monies in an amount of fifty thousand dollars shall be used solely and exclusively for the Southern University Urban Tourism and Marketing Program and fifty thousand dollars shall be used solely and exclusively for the Orleans Parish District Attorney's Office.

(9) After compliance with the provisions of Paragraphs (1) through (8) of this Subsection, remaining monies shall be deposited in and credited to the state general fund.

Section 2. Any Act of the 2005 Regular Session amending R.S. 27:392(B) shall be given equal effect."

AMENDMENT NO. 6

On page 2, line 5, change "Section 2." to "Section 3."

On motion of Rep. Tucker, the amendments were withdrawn.

Rep. Burrell moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Morrish
Alexander	Gallot	Odinot
Ansardi	Geymann	Pierre
Badon	Glover	Powell, M.
Baldone	Gray	Powell, T.
Barrow	Greene	Quezaire
Baudoin	Guillory, E.	Richmond
Baylor	Hammett	Ritchie
Bowler	Heaton	Robideaux
Bruce	Hill	Scalise
Bruneau	Honey	Shepherd
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, J.D.-50th
Carter, K.	Hutter	Smith, J.H.-8th
Carter, R.	Jackson	Smith, J.R.-30th
Cazayoux	Jefferson	St. Germain
Crane	Johns	Strain

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Cravins	Katz	Thompson
Crowe	Kennard	Toomy
Curtis	Kenney	Townsend
Damico	Kleckley	Trahan
Daniel	LaBruzzo	Triche
Dartez	LaFleur	Tucker
Doerge	LaFonta	Waddell
Dorsey	Lambert	Walker
Dove	Lancaster	Walsworth
Downs	Marchand	White
Durand	Martiny	Winston
Erdey	McDonald	Wooton
Fannin	McVea	Wright
Farrar	Montgomery	
Faucheux	Morrell	
Total - 94		

NAYS

Dewitt	Hebert	Smith, G.
Total - 3		

ABSENT

Alario	Guillory, M.	Romero
Arnold	Pinac	Schneider
Beard	Pitre	
Total - 8		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Burrell moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 318—

BY REPRESENTATIVE BADON

AN ACT

To amend and reenact Code of Civil Procedure Article 2293(B), relative to notice of seizure of property; to provide for giving additional notice of seizure to occupants and tenants; to provide relative to the validity of the sheriff's sale for failure to serve additional notices; to provide for an optional method of giving notice when the property consists of more than ten units; to provide for filing of an affidavit in the foreclosure proceeding records and the effect thereof; to provide for the inapplicability of additional notice provisions to certain property; to provide for the validity of foreclosure proceedings deemed not in compliance with Act No. 877 of the 2004 Regular Session; and to provide for related matters.

Read by title.

Rep. McDonald, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McDonald on behalf of the Legislative Bureau to Engrossed House Bill No. 318 by Representative Badon

AMENDMENT NO. 1

On page 2, line 12, following "to" and before "the" change "service" to "serve"

On motion of Rep. McDonald, the amendments were adopted.

Rep. Badon moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Morrish
Alario	Frith	Odinot
Alexander	Gallot	Pierre
Ansardi	Geymann	Pinac
Badon	Glover	Pitre
Baldone	Gray	Powell, M.
Barrow	Greene	Powell, T.
Baudoin	Guillory, E.	Quezaire
Baylor	Guillory, M.	Ritchie
Bowler	Hebert	Robideaux
Bruce	Hill	Romero
Bruneau	Honey	Scalise
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
Dewitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White
Durand	McDonald	Winston
Erdey	McVea	Wooton
Fannin	Montgomery	Wright
Farrar	Morrell	
Total - 98		

NAYS

Total - 0

ABSENT

Arnold	Heaton	Shepherd
Beard	Richmond	
Hammett	Schneider	
Total - 7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Badon moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 356—

BY REPRESENTATIVE RICHMOND

AN ACT

To amend and reenact Section 2 of Act 66 of the 2002 Regular Session of the Legislature and R.S. 47:6016(B)(4), relative to new market tax credits; to define certain terms; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Richmond moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Odinet
Alario	Gallot	Pierre
Alexander	Geymann	Pinac
Ansardi	Glover	Pitre
Arnold	Gray	Powell, M.
Badon	Greene	Powell, T.
Baldone	Guillory, E.	Quezaire
Barrow	Guillory, M.	Richmond
Baudoin	Hammett	Ritchie
Baylor	Heaton	Robideaux
Bowler	Hebert	Romero
Bruce	Hill	Scalise
Bruneau	Honey	Shepherd
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
Dewitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White
Durand	McDonald	Winston
Erdey	McVea	Wooton
Fannin	Montgomery	Wright
Farrar	Morrell	
Faucheux	Morrish	

Total - 103

NAYS

Total - 0

ABSENT

Beard
Total - 2

Schneider

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Richmond moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 363—

BY REPRESENTATIVE ST. GERMAIN
AN ACT

To amend and reenact R.S. 35:191(N), relative to notaries public; to provide for reciprocal notarial authority in the parishes of Iberville, Ascension, East Baton Rouge, East Feliciana, Livingston, Point Coupee, West Baton Rouge, and West Feliciana; and to provide for related matters.

Read by title.

Rep. St. Germain moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Morrell
Alario	Faucheux	Morrish
Alexander	Frith	Odinet
Ansardi	Gallot	Pierre
Arnold	Geymann	Pinac
Badon	Glover	Pitre
Baldone	Gray	Powell, M.
Barrow	Greene	Powell, T.
Baudoin	Guillory, E.	Quezaire
Baylor	Guillory, M.	Richmond
Beard	Hammett	Robideaux
Bowler	Hebert	Romero
Bruce	Hill	Scalise
Bruneau	Honey	Shepherd
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
Dewitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White
Durand	McDonald	Winston
Erdey	McVea	Wooton
Fannin	Montgomery	Wright

Total - 102

NAYS

Total - 0

ABSENT

Heaton
Total - 3

Ritchie

Schneider

The Chair declared the above bill978 was finally passed.

The title of the above bill was read and adopted.

Rep. St. Germain moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

Speaker Pro Tempore Dorsey in the Chair

HOUSE BILL NO. 372—

BY REPRESENTATIVE QUEZAIRE
AN ACT

To amend and reenact R.S. 32:388(B)(1)(b) and (c) and (C) through (F) and to enact R.S. 32:388(G), relative to penalties for overweight and oversized vehicles; to prohibit certain exceptions for overweight and over-axle penalties from being applied to violations which occur on the interstate system; and to provide for related matters.

Read by title.

Rep. Quezaire moved the final passage of the bill.

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ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pierre
Alario	Gallot	Pinac
Alexander	Geymann	Pitre
Ansardi	Glover	Powell, M.
Arnold	Gray	Powell, T.
Badon	Greene	Quezaire
Baldone	Guillory, E.	Richmond
Baudoin	Guillory, M.	Ritchie
Baylor	Hammett	Robideaux
Beard	Heaton	Romero
Bowler	Honey	Scalise
Bruce	Hopkins	Shepherd
Bruneau	Hunter	Smiley
Burns	Hutter	Smith, G.
Burrell	Jackson	Smith, J.D.—50th
Carter, K.	Jefferson	Smith, J.H.—8th
Carter, R.	Johns	Smith, J.R.—30th
Cazayoux	Katz	St. Germain
Crane	Kennard	Strain
Cravins	Kenney	Thompson
Crowe	Kleckley	Toomy
Curtis	LaBruzzo	Townsend
Damico	LaFleur	Trahan
Daniel	LaFonta	Triche
Dartez	Lambert	Tucker
Doerge	Lancaster	Waddell
Dorsey	Marchand	Walker
Dove	Martiny	Walsworth
Downs	McDonald	White
Durand	McVea	Winston
Erdey	Montgomery	Wooton
Fannin	Morrell	Wright
Farrar	Morrish	
Faucheux	Odinot	
Total - 100		

NAYS

Total - 0

ABSENT

Barrow	Hebert	Schneider
Dewitt	Hill	
Total - 5		

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

Rep. Quezaire moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 387— BY REPRESENTATIVE SALTER

AN ACT

To enact R.S. 38:2325(A)(16), 2327.2, and 2327.3, relative to establishing a law enforcement division for the Sabine River Authority; to authorize the board of commissioners of the Sabine River Authority to employ law enforcement officers; to provide for the qualification, responsibilities, and duties of such law enforcement officers; to require law enforcement officers to execute a bond; to require the purchase of certain equipment and supplies; to provide relative to violation of certain rules and

regulations; to provide relative to penalties for violations; and to provide for related matters.

Read by title.

Rep. Salter moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Pierre
Alario	Frith	Pinac
Alexander	Gallot	Pitre
Ansardi	Geymann	Powell, M.
Badon	Glover	Powell, T.
Baldone	Gray	Quezaire
Barrow	Greene	Richmond
Baudoin	Guillory, E.	Ritchie
Baylor	Guillory, M.	Robideaux
Beard	Heaton	Romero
Bowler	Hebert	Scalise
Bruce	Honey	Shepherd
Bruneau	Hopkins	Smiley
Burns	Hunter	Smith, G.
Burrell	Hutter	Smith, J.D.—50th
Carter, K.	Jackson	Smith, J.H.—8th
Carter, R.	Jefferson	Smith, J.R.—30th
Cazayoux	Johns	St. Germain
Crane	Katz	Strain
Cravins	Kenney	Thompson
Crowe	Kleckley	Toomy
Curtis	LaBruzzo	Townsend
Damico	LaFleur	Trahan
Daniel	LaFonta	Triche
Dartez	Lambert	Tucker
Dewitt	Lancaster	Waddell
Doerge	Marchand	Walker
Dorsey	Martiny	Walsworth
Dove	McDonald	White
Downs	McVea	Winston
Durand	Montgomery	Wooton
Erdey	Morrell	Wright
Fannin	Morrish	
Farrar	Odinot	
Total - 100		

NAYS

Total - 0

ABSENT

Arnold	Hill	Schneider
Hammett	Kennard	
Total - 5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Salter moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 464— BY REPRESENTATIVE BALDONE AN ACT

To amend and reenact R.S. 32:361.2(A)(2)(d) and to enact R.S. 15:587(A)(1)(d), relative to motor vehicle safety equipment; to provide relative to medical exemptions to window tinting

regulations; to require applicants for such exemptions to consent to the release of criminal history records and identification files under certain circumstances; to require the release of such information to law enforcement agents under certain circumstances; and to provide for related matters.

Read by title.

Rep. Baldone moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Odinot
Alario	Frith	Pierre
Alexander	Gallot	Pinac
Ansardi	Geymann	Pitre
Badon	Glover	Powell, M.
Baldone	Gray	Powell, T.
Barrow	Greene	Quezaire
Baudoin	Guillory, E.	Richmond
Baylor	Guillory, M.	Ritchie
Beard	Hebert	Robideaux
Bowler	Hill	Romero
Bruce	Honey	Scalise
Bruneau	Hopkins	Shepherd
Burns	Hunter	Smiley
Burrell	Hutter	Smith, G.
Carter, K.	Jackson	Smith, J.D.—50th
Carter, R.	Johns	Smith, J.R.—30th
Cazayoux	Katz	St. Germain
Cravins	Kennard	Strain
Crowe	Kenney	Thompson
Curtis	Kleckley	Toomy
Damico	LaBruzzo	Townsend
Daniel	LaFleur	Trahan
Dartez	LaFonta	Triche
Dewitt	Lambert	Tucker
Doerge	Lancaster	Waddell
Dorsey	Marchand	Walker
Dove	Martiny	Walsworth
Downs	McDonald	White
Durand	McVea	Winston
Erdey	Montgomery	Wooton
Fannin	Morrell	Wright
Farrar	Morrish	
Total - 98		

NAYS

Total - 0

ABSENT

Arnold	Heaton	Smith, J.H.—8th
Crane	Jefferson	
Hammett	Schneider	
Total - 7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Baldone moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 473—

BY REPRESENTATIVE MCDONALD

AN ACT

To amend and reenact R.S. 30:2418(H)(introductory paragraph) and to enact R.S. 30:2418(H)(10), relative to fees collected on the sale of tires; to provide for exceptions from the fee on certain tire sales; and to provide for related matters.

Read by title.

Rep. McDonald moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Odinot
Alario	Frith	Pierre
Ansardi	Gallot	Pinac
Arnold	Geymann	Pitre
Badon	Glover	Powell, M.
Baldone	Gray	Powell, T.
Barrow	Greene	Quezaire
Baudoin	Guillory, E.	Richmond
Baylor	Hammett	Ritchie
Beard	Heaton	Robideaux
Bowler	Hebert	Romero
Bruneau	Hill	Scalise
Burns	Honey	Shepherd
Burrell	Hopkins	Smiley
Carter, K.	Hunter	Smith, J.D.—50th
Carter, R.	Hutter	Smith, J.H.—8th
Cazayoux	Jackson	Smith, J.R.—30th
Crane	Jefferson	St. Germain
Cravins	Johns	Strain
Crowe	Katz	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
Dewitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Marchand	Walker
Dove	Martiny	Walsworth
Downs	McDonald	White
Durand	McVea	Winston
Erdey	Montgomery	Wooton
Fannin	Morrell	Wright
Farrar	Morrish	
Total - 98		

NAYS

Total - 0

ABSENT

Alexander	Kennard	Smith, G.
Bruce	Lancaster	
Guillory, M.	Schneider	
Total - 7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. McDonald moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

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HOUSE BILL NO. 505—

BY REPRESENTATIVES JACK SMITH AND HUTTER
AN ACT

To amend and reenact R.S. 39:32.1(E) and (F) and to enact R.S. 17:3129(F), relative to higher education; to provide relative to budget requests for higher education agencies; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Jack Smith, the bill was returned to the calendar.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Jack Smith gave notice of his intention to call House Bill No. 505 from the calendar for future action.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Kleckley gave notice of his intention to call House Bill No. 668 from the calendar for future action.

HOUSE BILL NO. 565—

BY REPRESENTATIVES DURAND, DORSEY, ALARIO, HAMMETT, AND
SALTER AND SENATORS MOUNT, HEITMEIER, AND BAJOE
AN ACT

To amend and reenact R.S. 46:978 and 979(A), relative to health care coverage for the uninsured; to provide the authority for expanding coverage to certain low-income uninsured through Medicaid waivers; to provide with respect to certain elements of the waiver; and to provide for related matters.

Read by title.

Rep. Durand moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Odinot
Alario	Gallot	Pierre
Alexander	Geymann	Pinac
Ansardi	Glover	Pitre
Badon	Gray	Powell, M.
Baldone	Greene	Powell, T.
Barrow	Guillory, E.	Quezaire
Baudoin	Guillory, M.	Richmond
Baylor	Heaton	Ritchie
Beard	Hebert	Robideaux
Bowler	Hill	Romero
Bruce	Honey	Scalise
Bruneau	Hopkins	Shepherd
Burns	Hunter	Smiley
Burrell	Hutter	Smith, G.
Carter, K.	Jackson	Smith, J.D.—50th
Carter, R.	Jefferson	Smith, J.H.—8th
Crane	Johns	Smith, J.R.—30th
Cravins	Katz	St. Germain
Crowe	Kennard	Strain
Curtis	Kenney	Thompson
Damico	Kleckley	Toomy
Daniel	LaBruzzo	Townsend
Dartez	LaFleur	Trahan

Dewitt
Doerge
Dorsey
Dove
Downs
Durand
Erdey
Fannin
Farrar
Fauchaux
Total - 101

LaFonta
Lambert
Lancaster
Marchand
Martiny
McDonald
McVea
Montgomery
Morrell
Morrish

Triche
Tucker
Waddell
Walker
Walsworth
White
Winston
Wooton
Wright

NAYS

Total - 0

ABSENT

Arnold
Cazayoux
Total - 4

Hammett
Schneider

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Durand moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 595—

BY REPRESENTATIVE SALTER
AN ACT

To enact R.S. 38:2325(A)(16), relative to the Sabine River Authority; to clarify the powers of the Sabine River Authority to enter into certain contracts and agreements; to provide for an effective date; to provide for related matters.

Read by title.

Rep. Salter sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Salter to Engrossed House Bill No. 595 by Representative Salter

AMENDMENT NO. 1

On page 1, at the end of line 18, delete the period "." and insert the following:

" ; provided, however, that the written concurrence of the governor shall be required for any contracts and other agreements which provide for the sale, utilization, distribution, or consumption, outside of the boundaries of the state of Louisiana, of the waters over which the Authority has jurisdiction or control."

On motion of Rep. Salter, the amendments were adopted.

Rep. Salter moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Alario
Alexander
Ansardi

Frith
Gallot
Geymann
Glover

Odinot
Pierre
Pinac
Pitre

Arnold	Gray	Powell, M.
Badon	Greene	Powell, T.
Baldone	Guillory, E.	Quezaire
Barrow	Guillory, M.	Richmond
Baudoin	Hammett	Ritchie
Baylor	Heaton	Robideaux
Beard	Hebert	Romero
Bowler	Hill	Scalise
Bruce	Honey	Shepherd
Bruneau	Hopkins	Smiley
Burns	Hunter	Smith, G.
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Curtis	Kenney	Thompson
Damico	Kleckley	Toomy
Daniel	LaBruzzo	Townsend
Dartez	LaFleur	Trahan
Dewitt	LaFonta	Triche
Doerge	Lambert	Tucker
Dorsey	Lancaster	Waddell
Dove	Marchand	Walker
Downs	Martiny	Walsworth
Durand	McDonald	White
Erdey	McVea	Winston
Fannin	Montgomery	Wooton
Farrar	Morrell	Wright
Faucheux	Morrish	
Total - 101		

NAYS

Total - 0

ABSENT

Burrell	Kenard
Crowe	Schneider
Total - 4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Salter moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 805—

BY REPRESENTATIVE MONTGOMERY AND SENATOR ELLINGTON
AN ACT

To amend and reenact R.S. 47:6014(E)(1), relative to the taxation and for tax relief for certain telephone companies; to provide for the apportionment and dedication of certain taxes for deposit into the Telephone Company Property Assessment Relief Fund; to provide for certain restrictions on the fund; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Montgomery moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Pierre
Alario	Frith	Pinac
Alexander	Gallot	Pitre

Ansardi	Geymann	Powell, M.
Arnold	Glover	Powell, T.
Badon	Gray	Quezaire
Baldone	Greene	Richmond
Barrow	Guillory, E.	Ritchie
Baudoin	Guillory, M.	Robideaux
Baylor	Hammett	Romero
Beard	Hebert	Scalise
Bowler	Hill	Shepherd
Bruce	Honey	Smiley
Bruneau	Hopkins	Smith, G.
Burns	Hunter	Smith, J.D.—50th
Burrell	Hutter	Smith, J.H.—8th
Carter, K.	Jackson	Smith, J.R.—30th
Carter, R.	Johns	St. Germain
Crane	Katz	Strain
Cravins	Kenard	Thompson
Crowe	Kenney	Toomy
Curtis	Kleckley	Townsend
Damico	LaBruzzo	Trahan
Daniel	LaFonta	Triche
Dartez	Lambert	Tucker
Dewitt	Lancaster	Waddell
Doerge	Marchand	Walker
Dorsey	Martiny	Walsworth
Dove	McDonald	White
Downs	McVea	Winston
Durand	Montgomery	Wooton
Erdey	Morrell	Wright
Fannin	Morrish	
Farrar	Odinet	
Total - 100		

NAYS

Total - 0

ABSENT

Cazayoux	Jefferson	Schneider
Heaton	LaFleur	
Total - 5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Montgomery moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 848—

BY REPRESENTATIVE HONEY
AN ACT

To amend and reenact R.S. 40:1142(F), relative to certification fees assessed operators of water supply and sewerage systems; to provide for fees for examinations and issuance and renewals of certificates; and to provide for related matters.

Read by title.

Rep. Beard sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Beard to Engrossed House Bill No. 848 by Representative Honey

AMENDMENT NO. 1

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On page 1, at the end of line 17, insert "In no case will the total fees paid by private Louisiana domiciled corporations exceed five hundred dollars."

On motion of Rep. Beard, the amendments were adopted.

Rep. Honey moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Pitre
Alario	Geymann	Powell, M.
Ansardi	Glover	Powell, T.
Badon	Gray	Quezaire
Baldone	Greene	Richmond
Barrow	Guillory, E.	Ritchie
Baudoin	Guillory, M.	Robideaux
Baylor	Honey	Romero
Beard	Hopkins	Scalise
Bowler	Hunter	Shepherd
Bruce	Hutter	Smiley
Bruneau	Jackson	Smith, G.
Burns	Jefferson	Smith, J.D.—50th
Burrell	Johns	Smith, J.H.—8th
Carter, K.	Katz	Smith, J.R.—30th
Carter, R.	Kennard	St. Germain
Crane	Kenney	Strain
Cravins	Kleckley	Thompson
Crowe	LaBruzzo	Toomy
Curtis	LaFonta	Townsend
Damico	Lambert	Trahan
Daniel	Lancaster	Triche
Dewitt	Marchand	Tucker
Doerge	Martiny	Waddell
Dorsey	McDonald	Walker
Dove	McVea	Walsworth
Downs	Montgomery	White
Durand	Morrell	Winston
Fannin	Odinot	Wooton
Faucheux	Pierre	Wright
Frith	Pinac	
Total - 92		

NAYS

Total - 0

ABSENT

Alexander	Farrar	LaFleur
Arnold	Hammett	Morrish
Cazayoux	Heaton	Schneider
Dartez	Hebert	
Erdey	Hill	
Total - 13		

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

Rep. Honey moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 141—

BY REPRESENTATIVE WALKER

AN ACT

To amend and reenact R.S. 47:462(A)(5)(a) and 477, relative to the registration and licensing of certain vehicles; to provide relative to the classification of certain trucks, tandem trucks, truck-tractors, semitrailers, and trailers; to clarify the classification of such vehicles owned by persons engaged in the business of actual farming; to provide relative to the registration of trailers; to authorize certain law enforcement agencies to assign serial numbers and inspect certain trailers; and to provide for related matters.

Suspension of the Rules

On motion of Rep. Walker, and under a suspension of the rules, the above bill was taken up out of its regular order at this time.

Called from the calendar.

Read by title.

Rep. Walker moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Morrish
Alario	Faucheux	Odinot
Alexander	Frith	Pierre
Ansardi	Gallot	Pinac
Badon	Geymann	Pitre
Baldone	Glover	Powell, M.
Barrow	Gray	Powell, T.
Baudoin	Greene	Quezaire
Baylor	Guillory, E.	Richmond
Beard	Guillory, M.	Ritchie
Bowler	Hebert	Robideaux
Bruce	Hill	Romero
Bruneau	Honey	Scalise
Burns	Hopkins	Shepherd
Burrell	Hunter	Smiley
Carter, K.	Hutter	Smith, G.
Carter, R.	Jackson	Smith, J.D.—50th
Cazayoux	Jefferson	Smith, J.H.—8th
Crane	Johns	Smith, J.R.—30th
Cravins	Katz	St. Germain
Crowe	Kenney	Strain
Curtis	Kleckley	Thompson
Damico	LaBruzzo	Toomy
Daniel	LaFleur	Townsend
Dartez	LaFonta	Trahan
Dewitt	Lambert	Triche
Doerge	Lancaster	Tucker
Dorsey	Marchand	Waddell
Dove	Martiny	Walker
Downs	McDonald	White
Durand	McVea	Wooton
Erdey	Montgomery	Wright
Fannin	Morrell	
Total - 98		

NAYS

Total - 0

ABSENT

Arnold	Kennard	Winston
Hammett	Schneider	

Heaton Walsworth
Total - 7

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Walker moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. Scalise, and under a suspension of the rules, the above roll call was corrected to reflect him as voting yea.

HOUSE BILL NO. 302—

BY REPRESENTATIVE WOOTON

AN ACT

To authorize and provide for the transfer of certain state property in Plaquemines Parish to the Plaquemines Parish governing authority; and to provide for related matters.

Suspension of the Rules

On motion of Rep. Wooton, and under a suspension of the rules, the above bill was taken up out of its regular order at this time.

Called from the calendar.

Read by title.

Rep. Wooton moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Odinot
Alario	Frith	Pinac
Alexander	Gallot	Pitre
Ansardi	Geymann	Powell, M.
Badon	Glover	Powell, T.
Baldone	Gray	Quezaire
Barrow	Greene	Richmond
Baudoin	Guillory, E.	Ritchie
Baylor	Heaton	Robideaux
Beard	Hebert	Romero
Bowler	Hill	Scalise
Bruce	Honey	Shepherd
Bruneau	Hopkins	Smiley
Burns	Hunter	Smith, G.
Burrell	Hutter	Smith, J.D.—50th
Carter, K.	Jackson	Smith, J.H.—8th
Carter, R.	Jefferson	Smith, J.R.—30th
Cazayoux	Johns	St. Germain
Crane	Katz	Strain
Cravins	Kennard	Thompson
Crowe	Kenney	Toomy
Curtis	Kleckley	Townsend
Damico	LaBruzzo	Trahan
Daniel	LaFleur	Triche
Dartez	LaFonta	Tucker
Dewitt	Lambert	Waddell
Doerge	Lancaster	Walker
Dorsey	Marchand	Walsworth
Dove	Martiny	White
Downs	McDonald	Winston
Durand	McVea	Wooton

Erdey Montgomery Wright
Fannin Morrell
Farrar Morrish
Total - 100

NAYS

Total - 0

ABSENT

Arnold Hammett Schneider
Guillory, M. Pierre
Total - 5

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Wooton moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 738—

BY REPRESENTATIVES M. GUILLORY AND PINAC

AN ACT

To amend and reenact R.S. 9:3515(A)(1)(a), relative to the Louisiana Consumer Credit Law; to provide for home protection plans; and to provide for related matters.

Suspension of the Rules

On motion of Rep. Pinac, and under a suspension of the rules, the above bill was taken up out of its regular order at this time.

Called from the calendar.

Read by title.

Rep. Pinac sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Pinac to Engrossed House Bill No. 738 by Representative M. Guillory

AMENDMENT NO. 1

On page 1, line 2, after "(A)(1)" delete "(a)" and insert "and to enact R.S. 9:3516(38)"

AMENDMENT NO. 2

On page 1, line 3, after "plans;" insert "to provide for a definition;"

AMENDMENT NO. 3

On page 1, line 5, after "(A)(1)" delete "(a) is hereby amended and reenacted" and insert "is hereby amended and reenacted and R.S. 9:3516(38) is hereby enacted"

AMENDMENT NO. 4

On page 1, delete line 17 in its entirety and insert the following:

"(b) In addition, the cost of any home protection plan, club membership, insurance, or service offered pursuant to this Section may, at the option of the consumer, be payable from the proceeds of consumer loans and included on the amount financed, provided that:

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(i) The sale of a home protection plan, club membership or service is not a factor in the approval and this fact is clearly disclosed in writing to the consumer.

(ii) In order to obtain a home protection plan, club membership, insurance, or service, the consumer gives a specific affirmative written indication of his desire to purchase it after receiving written disclosure of the cost.

* * *

§3516. Definitions

* * *

(38) "Home protection plan" means a contract between the homeowner and a warranty or service company wherein the company is obligated to pay or reimburse the cost to repair or replace the covered built-in appliances or major mechanical systems of the consumer's home in the event of a breakdown."

Point of Order

Rep. Bowler asked for a ruling from the Chair as to whether the above amendments were germane to the subject matter contained in the bill as introduced.

Ruling of the Chair

The Chair ruled that the above amendments were germane to the subject matter contained in the bill as introduced.

On motion of Rep. Pinac, the amendments were adopted.

Rep. Pinac moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Pierre
Alario	Geymann	Pinac
Alexander	Glover	Pitre
Ansardi	Gray	Powell, M.
Badon	Greene	Powell, T.
Baldone	Guillory, E.	Quezaire
Barrow	Guillory, M.	Richmond
Baudoin	Heaton	Ritchie
Beard	Hebert	Robideaux
Bowler	Hill	Romero
Bruce	Honey	Scalise
Bruneau	Hunter	Shepherd
Burns	Hutter	Smiley
Carter, K.	Jackson	Smith, G.
Carter, R.	Jefferson	Smith, J.D.—50th
Cazayoux	Johns	Smith, J.H.—8th
Crane	Katz	Smith, J.R.—30th
Cravins	Kennard	St. Germain
Crowe	Kenney	Strain
Curtis	Kleckley	Thompson
Damico	LaBruzzo	Toomy
Daniel	LaFleur	Townsend
Dartez	LaFonta	Trahan
Dewitt	Lambert	Triche
Doerge	Lancaster	Tucker
Dorsey	Marchand	Waddell
Dove	Martiny	Walker
Downs	McDonald	Walsworth

Erdey	McVea	White
Fannin	Montgomery	Winston
Farrar	Morrell	Wooton
Faucheux	Morrish	Wright
Frith	Odinot	

Total - 98

NAYS

Total - 0

ABSENT

Arnold	Durand	Schneider
Baylor	Hammett	
Burrell	Hopkins	
Total - 7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Pinac moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 245—

BY REPRESENTATIVE T. POWELL

AN ACT

To amend and reenact R.S. 56:302.3(B)(1) and (C) and 305(B)(2) and (C)(1) and to enact R.S. 56:10(B)(1)(e) and (13), relative to providing additional funds for the enhancement of the crab fishery in Louisiana; to increase the fee for the purchase of crab gear licenses; to dedicate the revenues from such fee increase; to create the Crab Promotion and Marketing Account in the Seafood Promotion and Marketing Fund; to create the Derelict Crab Trap Removal Program Account in the Conservation Fund; and to provide for related matters.

Called from the calendar

Read by title.

Rep. Tank Powell moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Downs	Morrish
Alario	Durand	Odinot
Ansardi	Erdey	Pierre
Arnold	Fannin	Pinac
Badon	Faucheux	Pitre
Baldone	Frith	Powell, T.
Barrow	Gallot	Quezaire
Baudoin	Glover	Richmond
Baylor	Guillory, E.	Ritchie
Bruce	Guillory, M.	Romero
Bruneau	Hammett	Shepherd
Burns	Honey	Smiley
Burrell	Hunter	Smith, G.
Cazayoux	Jackson	Smith, J.D.—50th
Crane	Jefferson	Smith, J.R.—30th
Cravins	Johns	St. Germain
Curtis	Kenney	Strain
Damico	LaBruzzo	Thompson
Daniel	LaFleur	Toomy
Dartez	LaFonta	Townsend
Dewitt	Marchand	Trahan
Doerge	Martiny	Triche

Dorsey
Dove
Total - 72

Montgomery
Morrell

NAYS

Walker
Wooton

Alexander
Farrar
Geymann
Greene
Hill
Hutter
Total - 18

Katz
Kleckley
Lambert
McDonald
McVea
Powell, M.

Robideaux
Smith, J.H.—8th
Tucker
Waddell
Walsworth
Wright

ABSENT

Beard
Bowler
Carter, K.
Carter, R.
Crowe
Total - 15

Gray
Heaton
Hebert
Hopkins
Kennard

Lancaster
Scalise
Schneider
White
Winston

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

Suspension of the Rules

On motion of Rep. Gallot, and under a suspension of the rules, the above roll call was corrected to reflect him as voting yeas.

**Senate Bills and Joint Resolutions on
Third Reading and Final Passage**

The following Senate Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

Regular Calendar

SENATE BILL NO. 54—
BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 38:3086.23(A) and (B) and to enact R.S. 38:3086.22(D), relative to the Bayou Lafourche Fresh Water District; to authorize the inclusion of Terrebonne Parish within the district under certain terms, conditions and requirements; to provide relative to membership and composition of the district board; to require prior approval of the Terrebonne Parish Council and voters of Terrebonne Parish; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Quezaire sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Quezaire to Reengrossed Senate Bill No. 54 by Senator Dupre

AMENDMENT NO. 1

In House Floor Amendment No. 8 in the set of Conforming Amendments proposed by Representative Baldone and adopted by the House on May 16, 2005, change "eleven" to "twelve"

AMENDMENT NO. 2

On page 2, at the beginning of line 23, delete "one member" and insert "two members"

AMENDMENT NO. 3

Delete House Floor Amendment No. 19 in the set of Conforming Amendments proposed by Representative Baldone and adopted by the House on May 16, 2005.

AMENDMENT NO. 4

On page 6, between lines 12 and 13, insert the following:

"Section 3. R.S. 38:3086.23(B)(1) and (2) are hereby amended and reenacted to read as follows:

§3086.23. Board of commissioners; membership; officers; vacancies

* * *

B.(1) ~~Beginning with the term for members of the board of commissioners that begins in 2004, the~~ The membership of the board shall be composed of ~~seven~~ eight members selected as follows: ~~one member~~ two members appointed to represent the parish of Ascension, two members appointed to represent the parish of Assumption, and four members appointed to represent the parish of Lafourche.

(2)(a) The president of the governing authority of the parish of Ascension shall appoint one commissioner who shall be a resident of the parish of Ascension, who resides within the district, and who shall serve a term of four years.

(b) The legislative delegation of the parish of Ascension shall appoint one commissioner who shall be a resident of the parish of Ascension who resides within the district and who shall serve a term of four years.

* * *

AMENDMENT NO. 5

On page 6, line 13, change "Section 2. This" to "Section 4. Sections 2 and 3 and this Section of this"

AMENDMENT NO. 6

On page 6, line 16, after "legislature," insert "Sections 2 and 3 and this Section of"

On motion of Rep. Quezaire, the amendments were adopted.

Rep. Quezaire moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Pinac
Alario	Frith	Pitre
Alexander	Gallot	Powell, M.
Ansardi	Geymann	Powell, T.
Arnold	Gray	Quezaire
Badon	Greene	Richmond
Baldone	Guillory, E.	Ritchie
Barrow	Hammett	Robideaux
Baudoin	Heaton	Romero
Baylor	Hill	Scalise
Beard	Honey	Shepherd

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Bowler	Hunter	Smiley
Bruce	Hutter	Smith, G.
Bruneau	Jackson	Smith, J.D.—50th
Burns	Jefferson	Smith, J.H.—8th
Burrell	Johns	Smith, J.R.—30th
Carter, K.	Katz	St. Germain
Carter, R.	Kennard	Strain
Crane	Kenney	Thompson
Cravins	Kleckley	Toomy
Crowe	LaFonta	Townsend
Curtis	Lambert	Trahan
Damico	Lancaster	Tucker
Daniel	Marchand	Waddell
Dartez	Martiny	Walker
Dewitt	McDonald	Walsworth
Doerge	McVea	White
Dorsey	Montgomery	Winston
Dove	Morrell	Wooton
Downs	Morrish	Wright
Durand	Odinot	
Fannin	Pierre	
Total - 94		

NAYS

Farrar	Hebert	Triche
Total - 3		

ABSENT

Cazayoux	Guillory, M.	LaFleur
Erdey	Hopkins	Schneider
Glover	LaBruzzo	
Total - 8		

The Chair declared the above bill was finally passed.

Rep. Quezaire moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 167—

BY SENATOR AMEDEE AND REPRESENTATIVE QUEZAIRE
AN ACT

To enact R.S. 38:326.1(E), relative to the Lafourche Basin Levee District; to authorize the district to contract for certain law enforcement services with sheriffs' offices within the boundaries of the levee district; and to provide for related matters.

Read by title.

Rep. Quezaire moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Odinot
Alario	Gallot	Pierre
Alexander	Geymann	Pitre
Ansardi	Gray	Powell, M.
Badon	Greene	Powell, T.
Baldone	Guillory, E.	Quezaire
Barrow	Guillory, M.	Richmond
Baudoin	Heaton	Ritchie
Baylor	Hebert	Robideaux
Beard	Hill	Romero
Bowler	Honey	Scalise
Bruce	Hopkins	Shepherd
Bruneau	Hunter	Smiley
Burns	Hutter	Smith, G.

Burrell	Jackson	Smith, J.D.—50th
Carter, K.	Jefferson	Smith, J.H.—8th
Carter, R.	Johns	Smith, J.R.—30th
Cazayoux	Katz	St. Germain
Crane	Kennard	Strain
Cravins	Kenney	Thompson
Crowe	Kleckley	Toomy
Daniel	LaFleur	Townsend
Dartez	LaFonta	Trahan
Dewitt	Lambert	Tucker
Doerge	Lancaster	Waddell
Dorsey	Marchand	Walker
Dove	Martiny	Walsworth
Downs	McDonald	White
Durand	McVea	Winston
Fannin	Montgomery	Wright
Farrar	Morrell	
Faucheux	Morrish	
Total - 94		

NAYS

Total - 0

ABSENT

Arnold	Glover	Schneider
Curtis	Hammett	Triche
Damico	LaBruzzo	Wooton
Erdey	Pinac	
Total - 11		

The Chair declared the above bill was finally passed.

Rep. Quezaire moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 307—

BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 39:1351(A) and (B), 1352, 1353, and 1354, and to enact R.S. 17:10.1(C), relative to fiscal administrators for political subdivisions; to provide relative to the authority to seek the judicial appointment of a fiscal administrator for political subdivisions; to provide for the authority of the State Board of Elementary and Secondary Education to define certain circumstances applicable to city, parish, and other local public school systems; to provide relative to the appointment of a fiscal administrator; to provide relative to the duties, authority, and termination of the authority of such fiscal administrator; and to provide for related matters.

Read by title.

Rep. Richmond sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Richmond to Engrossed Senate Bill No. 307 by Senator Murray

AMENDMENT NO. 1

On page 2 at the beginning of line 21 change "(b)(i)" to "(b)"

On motion of Rep. Richmond, the amendments were adopted.

Rep. Richmond moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Odinot
Alario	Gallot	Pierre
Alexander	Geymann	Pitre
Ansardi	Glover	Powell, M.
Badon	Gray	Powell, T.
Baldone	Greene	Quezaire
Barrow	Guillory, E.	Richmond
Baudoin	Guillory, M.	Ritchie
Baylor	Heaton	Robideaux
Beard	Hebert	Romero
Bowler	Hill	Scalise
Bruce	Honey	Shepherd
Bruneau	Hopkins	Smiley
Burns	Hunter	Smith, G.
Burrell	Hutter	Smith, J.D.—50th
Carter, K.	Jackson	Smith, J.H.—8th
Carter, R.	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFonta	Triche
Dewitt	Lambert	Tucker
Doerge	Lancaster	Waddell
Dorsey	Marchand	Walker
Dove	Martiny	Walsworth
Downs	McDonald	White
Durand	McVea	Winston
Fannin	Montgomery	Wooton
Farrar	Morrell	Wright
Faucheux	Morrish	
Total - 98		

NAYS

Total - 0

ABSENT

Arnold	Hammett	Schneider
Cazayoux	LaFleur	
Erdey	Pinac	
Total - 7		

The Chair declared the above bill was finally passed.

Rep. Richmond moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Introduction of Resolutions, House and House Concurrent

The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:

HOUSE RESOLUTION NO. 37—

BY REPRESENTATIVE JACKSON

A RESOLUTION

To commend Mattie Pourciau for her contributions to the team of accounting students from Louisiana State University's E. J. Ourso College of Business who won first place in the xAct competition sponsored by PricewaterhouseCoopers in New York.

Read by title.

On motion of Rep. Jackson, and under a suspension of the rules, the resolution was adopted.

HOUSE RESOLUTION NO. 38—

BY REPRESENTATIVES LAMBERT, FAUCHEUX, GEYMAN, JOHNS, KLECKLEY, MORRISH, QUEZAIRE, ST. GERMAIN, GARY SMITH, AND WHITE

A RESOLUTION

To declare May 25, 2005, as Louisiana Chemical Industry Good Neighbor Day.

Read by title.

On motion of Rep. Lambert, and under a suspension of the rules, the resolution was adopted.

HOUSE RESOLUTION NO. 39—

BY REPRESENTATIVE HEBERT

A RESOLUTION

To commend the Jeanerette Senior High School Tigers and its coach for a great season and for winning the 2004-2005 Class 2A State Championship in basketball.

Read by title.

On motion of Rep. Hebert, and under a suspension of the rules, the resolution was adopted.

HOUSE RESOLUTION NO. 40—

BY REPRESENTATIVE HEBERT

A RESOLUTION

To amend and readopt House Rule 9.13 of the Rules of Order of the House of Representatives, to require the approval of a majority of the elected members of the House to adopt the motion to end consideration of amendments.

Read by title.

Lies over under the rules.

HOUSE RESOLUTION NO. 41—

BY REPRESENTATIVE HEBERT

A RESOLUTION

To amend and readopt House Rule 9.10(D) of the Rules of Order of the House of Representatives, to require the approval of a majority of the elected members of the House to adopt the motions for the previous question and the previous question on the entire subject matter.

Read by title.

Lies over under the rules.

HOUSE RESOLUTION NO. 42—

BY REPRESENTATIVE WALSWORTH

A RESOLUTION

To commend Dr. David F. Uth for his ambitious work, dedication, devotion, and commitment to the community and to the congregation of First Baptist Church of West Monroe, and to express appreciation for the inspiration he has been, and to wish him every blessing in his future endeavors.

Read by title.

On motion of Rep. Walsworth, and under a suspension of the rules, the resolution was adopted.

HOUSE CONCURRENT RESOLUTION NO. 126—

BY REPRESENTATIVE GLOVER

A CONCURRENT RESOLUTION

To commend Robert L. Williams, the last working member of the original faculty of Southern University at Shreveport, for his

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lifetime of contributions to his community and his commitment to education in the state of Louisiana.

Read by title.

On motion of Rep. Glover, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 127—

BY REPRESENTATIVE TRICHE

A CONCURRENT RESOLUTION

To urge and request the office of motor vehicles to implement a four ten-hour day work week and hours of operation for its offices that provide services to the public and that such policy be implemented in half of its offices by July 1, 2005.

Read by title.

On motion of Rep. Triche, and under a suspension of the rules, the above resolution was referred to the Committee on Transportation, Highways and Public Works, under the rules.

HOUSE CONCURRENT RESOLUTION NO. 128—

BY REPRESENTATIVE M. POWELL AND SENATOR CHEEK

A CONCURRENT RESOLUTION

To create a task force to study and make recommendations to the legislature regarding the need for legislation to address the issues of aggressive driving.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 129—

BY REPRESENTATIVES FAUCHEUX AND GARY SMITH AND SENATOR AMEDEE

A CONCURRENT RESOLUTION

To express the condolences of the Legislature of Louisiana upon the death of Felix "Pappy" Andrew LeBouef, a long-time member of the St. John the Baptist Parish School Board and a crucial instrument in developing the district's first magnet school, and to record posthumous tribute of the members of the Legislature of Louisiana for Pappy LeBouef's excellence as both an educator and a public servant.

Read by title.

On motion of Rep. Fauchaux, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 130—

BY REPRESENTATIVE BEARD

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to explore all avenues to assure that new parents are made aware of their option to donate the blood collected from their newborn's umbilical cord for the purposes of extracting stem cells.

Read by title.

Lies over under the rules.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Judiciary

May 19, 2005

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Judiciary to submit the following report:

House Concurrent Resolution No. 29, by Badon
Reported favorably. (11-0-1)

House Bill No. 18, by J. R. Smith
Reported with amendments. (9-0-1) (Regular)

House Bill No. 95, by G. Smith
Reported with amendments. (11-0-1) (Regular)

House Bill No. 116, by Farrar
Reported favorably. (10-0-1) (Regular)

House Bill No. 166, by McDonald
Reported favorably. (10-0-1) (Regular)

House Bill No. 168, by Ansardi
Reported with amendments. (10-0-1) (Regular)

House Bill No. 198, by Thompson
Reported by substitute. (10-0-1) (Regular)

House Bill No. 295, by Townsend
Reported with amendments. (9-0-1) (Regular)

House Bill No. 338, by M. Powell
Reported with amendments. (10-0-1) (Regular)

House Bill No. 351, by Triche
Reported favorably. (13-0-1) (Regular)

House Bill No. 629, by Hebert
Reported with amendments. (10-0-1) (Regular)

House Bill No. 755, by Dartez
Reported with amendments. (12-0-1) (Regular)

Senate Bill No. 115, by Marionneaux
Reported favorably. (12-0-1) (Regular)

Senate Bill No. 232, by Murray
Reported with amendments. (10-0-1) (Regular)

JOSEPH F. TOOMY
Chairman

The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau.

Report of the Committee on Municipal, Parochial and Cultural Affairs

May 19, 2005

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Municipal, Parochial and Cultural Affairs to submit the following report:

House Concurrent Resolution No. 18, by Fauchaux
Reported favorably. (6-0-1)

House Bill No. 10, by Frith
Reported favorably. (6-0-1) (Regular)

House Bill No. 249, by Frith
Reported with amendments. (7-0-1) (Regular)

House Bill No. 309, by Frith
Reported by substitute. (5-2-1) (Regular)

House Bill No. 310, by LaFleur
Reported favorably. (8-0-1) (Regular)

House Bill No. 379, by Hutter
Reported favorably. (7-0-1) (Regular)

House Bill No. 563, by Gray
Reported with amendments. (6-0-1) (Regular)

House Bill No. 820, by Dove
Reported favorably. (7-0-1) (Regular)

House Bill No. 853, by Hutter
Reported with amendments. (8-0-1) (Regular)

House Bill No. 870, by Gray
Reported with amendments. (7-0-1) (Regular)

ERNEST BAYLOR, Jr.
Chairman

Report of the Committee on Retirement

May 19, 2005

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Retirement to submit the following report:

House Bill No. 255, by Ansardi
Reported favorably. (7-0) (Regular)

House Concurrent Resolution No. 28, by Tucker
Reported with amendments. (7-0)

MATTHEW P. SCHNEIDER III
Chairman

Privileged Report of the Legislative Bureau

May 19, 2005

To the Speaker and Members of the House of Representatives:

I am directed by your Legislative Bureau to submit the following report:

Senate Bill No. 200
Reported without amendments.

Respectfully submitted,

CHARLES MCDONALD
Chairman

Privileged Report of the Committee on Enrollment

May 19, 2005

To the honorable Speaker and Members of the House of Representatives:

I am directed by your Committee on Enrollment to submit the following report:

The following House Resolutions have been properly enrolled:

HOUSE RESOLUTION NO. 34—

BY REPRESENTATIVES GRAY AND JEFFERSON
A RESOLUTION

To commend the efforts of the Links, Incorporated and to recognize May 19, 2005, as Links Day at the Capitol.

HOUSE RESOLUTION NO. 35—

BY REPRESENTATIVE GALLOT
A RESOLUTION

To express the condolences of the House of Representatives upon the death of John Arthur Jones.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

The above House Resolutions contained in the report were signed by the Speaker of the House and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

Privileged Report of the Committee on Enrollment

May 19, 2005

To the honorable Speaker and Members of the House of Representatives:

I am directed by your Committee on Enrollment to submit the following report:

The following House Concurrent Resolutions have been properly enrolled:

HOUSE CONCURRENT RESOLUTION NO. 51—

BY REPRESENTATIVE DAMICO
A CONCURRENT RESOLUTION

To urge and request the Department of Environmental Quality to develop a Louisiana mercury action plan with the goals of continual reduction in the use of mercury, continual reductions in releases of mercury to the environment, and minimization of human exposure to mercury.

HOUSE CONCURRENT RESOLUTION NO. 110—

BY REPRESENTATIVE SMILEY AND SENATORS AMEDEE AND FONTENOT
A CONCURRENT RESOLUTION

To recognize May 25, 2005, as American Legion and American Legion Auxiliary Poppy Day.

HOUSE CONCURRENT RESOLUTION NO. 111—

BY REPRESENTATIVE GLOVER
A CONCURRENT RESOLUTION

To commend Evangel Christian Academy upon attaining accreditation from the Southern Association of Colleges and Schools.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

The above House Concurrent Resolutions contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk of the House and were signed by the President of

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the Senate and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

Suspension of the Rules

On motion of Rep. Alario, the rules were suspended to permit the Committee on Appropriations to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill No. 715

Suspension of the Rules

On motion of Rep. Quezaire, the rules were suspended to permit the Committee on Transportation, Highways and Public Works to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill Nos. 667 and 702

House Concurrent Resolution No. 127

Adjournment

On motion of Rep. Kenney, at 5:00 P.M., the House agreed to adjourn until Monday, May 23, 2005, at 2:00 P.M.

The Speaker Pro Tempore of the House declared the House adjourned until 2:00 P.M., Monday, May 23, 2005.

ALFRED W. SPEER
Clerk of the House

Committee Meeting Notices

Committee on Appropriations

Will meet at: 9:30 A.M. Date: May 23, 2005

Location: Committee Room 5

HB 1 ALARIO APPROPRIATIONS Provides for the ordinary operating expenses of state government

HB 122 MORRELL FUNDS/FUNDING Establishes the Service Improvement Fund and provides for use of certain state gaming revenue

HB 180 DOVE FUNDS/FUNDING Dedicates to barrier island restoration certain monies from the Mineral Revenue Audit and Settlement Fund dedicated to the Wetlands Conservation and Restoration Fund

HB 317 LAFONTA DISCRIMINATION Provides with respect to discrimination in the workplace

HB 461 ALARIO FUNDS/FUNDING Transfers various state fund balances to the Medical Assistance Trust Fund

HB 715 HOPKINS (TBA) FUNDS/FUNDING Authorizes the state to forgive the debt owed to the state by the Sabine River Authority (SUBJECT TO RULE SUSPENSION)

HB 842 ALARIO APPROPRIATIONS/SUPPLEML Provides for supplemental appropriations for the 2004-2005 Fiscal Year

JOHN A. ALARIO, JR.
Chairman

Committee on Transportation, Highways and Public Works

Will meet at: 9:00 A.M. Date: May 23, 2005

Location: Committee Room 3

HCR 127/TRICHE (TBA) MTR VEHICLE/OFFICE: Requests the office of motor vehicles to enact a four ten-hour day work week and hours of operation at its offices that provide services to the public (SUBJECT TO RULES SUSPENSION)

HB 236 MORRELL MTR VEHICLE/DRIVER LIC Provides relative to requirement that OMV register certain persons with the federal Selective Service System

HB 568 GREENE MTR VEHICLE/INSPECTION Repeals the fees and requirements for obtaining vehicle safety inspection certificates on motor vehicles, trailers, semitrailers, and pole trailers registered in this state

HB 667 DANIEL (TBA) HIGHWAYS Provides relative to the Louisiana Transportation Authority and creates the Transportation Mobility Fund (SUBJECT TO RULES SUSPENSION)

HB 698 SHEPHERD WATER/SEWER OPERATORS Requires political subdivisions responsible for drainage to develop a formula for equitable expenditure of monies

HB 702 TRAHAN (TBA) MTR VEHICLE/VIOLATIONS Creates the Driver Responsibility Program (SUBJECT TO RULES SUSPENSION)

SCR 2 HINES COMMITTEE STUDIES Create the Bayou Boeuf Advisory Committee to study the uses of Bayou Boeuf, and the feasibility of a Bayou Boeuf freshwater district

SCR 4 AMEDEE COMMITTEE STUDIES Creates a task force to study solutions to the flooding problems in the Bayou Manchac and Bayou Fountain area.

SCR 11 HEITMEIER TRANSPORTATION/DEV DEPT Requests DOTD to install traffic controls or reduce the speed limit on La. Hwy. 406 in Belle Chasse, Louisiana.

SCR 12 MOUNT CONGRESS Memorializes Congress to provide necessary funding to restore Calcasieu Ship Channel to its authorized dimensions.

SB 6 ADLEY LEVEES Adds an at-large member to the Bossier Levee District.

SB 70 KOSTELKA FEES/LICENSES/PERMITS Extends for a period of three years the authorization for special permits for trucks hauling containerized cargo in international trade intended for export within a 50-mile radius of the Port of Ouachita.

SB 143 CAIN ROADS/HIGHWAYS Designates that portion of Louisiana Highway 12 that is located within the city of DeQuincy as the "Buddy Henagan Memorial Parkway."

ROY QUEZAIRE
Chairman

Committee on Ways and Means

Will meet at: 9:30 A.M. Date: May 23, 2005

Location: Committee Room 6

- HB 2 HAMMETT CAPITAL OUTLAY** Provides for the comprehensive capital outlay budget
- HB 3 HAMMETT CAPITAL OUTLAY** Provides for the Omnibus Bond Act
- HB 87 WINSTON TAX/SALES-USE-EXEMPT** Provides for a sales and use tax exemption for sales of certain property to Habitat for Humanity
- HB 273 ARNOLD TAX/AD VALOREM TAX** (Constitutional Amendment) Limits increases in millages after reappraisal
- HB 370 FAUCHEUX ASSESSORS/PROPERTY ASSMT** (Constitutional Amendment) Freezes the tax assessment of the homestead of a person who is designated as disabled by the U.S. Social Security Administration
- HB 404 GUILLORY, E. TAX/AD VALOREM TAX** Allow for the payment of ad valorem taxes over a ten-month period
- HB 573 KENNARD TAX/AD VALOREM-EXEMPTION** (Constitutional Amendment) Provides for an exemption for honorably discharged disabled military veterans based upon their percentage of disability
- HB 747 HAMMETT TAX/SALES & USE** Establishes sales price of refinery gas sold to another person
- HB 838 DORSEY MTR VEHICLE/REGISTRATION** Provides relative to the annual registration license schedule for pickup trucks, sport utility vehicles, motorcycles, and vans
- HB 846 DARTEZ FEES/LICENSES/PERMITS** Authorizes the imposition of certain fees and the dedication of the revenues derived from such fees relative to the Renewal Community Program
- HB 859 ROBIDEAUX TAX/SALES & USE** Revises the formula for payment of sales tax by interstate and foreign commerce transportation dealers and excludes certain aviation fuel users from using the formula

BRYANT O. HAMMETT, JR.
Chairman

Weekly Committee Schedules

The following committees posted weekly committee schedules as follows:

Committee on Ways and Means

Monday, May 23, 2005
Committee Room No. 6
9:30 A.M.

INSTRUMENTS TO BE HEARD:

- HB 2 HAMMETT CAPITAL OUTLAY** Provides for the comprehensive capital outlay budget
- HB 3 HAMMETT CAPITAL OUTLAY** Provides for the Omnibus Bond Act
- HB 87 WINSTON TAX/SALES-USE-EXEMPT** Provides for a sales and use tax exemption for sales of certain property to Habitat for Humanity

- HB 273 ARNOLD TAX/AD VALOREM TAX** (Constitutional Amendment) Limits increases in millages after reappraisal
- HB 370 FAUCHEUX ASSESSORS/PROPERTY ASSMT** (Constitutional Amendment) Freezes the tax assessment of the homestead of a person who is designated as disabled by the U.S. Social Security Administration
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- HB 747 HAMMETT TAX/SALES & USE** Establishes sales price of refinery gas sold to another person
- HB 838 DORSEY MTR VEHICLE/REGISTRATION** Provides relative to the annual registration license schedule for pickup trucks, sport utility vehicles, motorcycles, and vans
- HB 846 DARTEZ FEES/LICENSES/PERMITS** Authorizes the imposition of certain fees and the dedication of the revenues derived from such fees relative to the Renewal Community Program
- HB 859 ROBIDEAUX TAX/SALES & USE** Revises the formula for payment of sales tax by interstate and foreign commerce transportation dealers and excludes certain aviation fuel users from using the formula

Tuesday, May 24, 2005
1:00 P.M.

INSTRUMENTS TO BE HEARD:

- HB 301 HAMMETT TAX/SALES & USE** Defines "lease or rental" to include lease or rental of a crane with or without an operator
- HB 500 CARTER, K. TAX/TAXATION** Provides with respect to tax credits for certain biotechnology companies
- HB 631 CARTER, K. TAX CREDITS** Authorizes sound recording investor tax credits
- HB 635 BADON TAX/TAXATION** Authorizes tax credits for rubber manufacturing
- HB 639 MARTINY TAX/SALES & USE** Defines hotel and places of amusement for excluding certain entities exempt from federal income taxation
- HB 655 MONTGOMERY TAX/SALES-USE, ST-EXEMPT** Provides with respect to enterprise zone sales tax exemption requirements
- HB 679 HAMMETT TAX/CORP INCOME** Enact Louisiana Headquarters and Growth Act
- HB 684 HAMMETT TAX CREDITS** Provides a research and development tax credit to certain taxpayers
- HB 688 RICHMOND TAX/TAXATION** Enacts the Louisiana Communications Excise Tax Act
- HB 691 FAUCHEUX TAX/INCOME-INDIV/CREDIT** To authorize offset claims agent individual income tax refunds for debts owed to ambulance service providers

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HB 731 HAMMETT TAX CREDITS Provides for a motion picture tax credit

HB 795 HAMMETT TAX Provides relative to exemptions for industry (Tax Equalization)

HB 849 GRAY TAX Levies a fee on landline and wireless telephone or telecommunications service

HB 873 TOWNSEND TAX/TAXATION Exempts direct mail advertising

HB 877 TOWNSEND TAX/TAXATION Provides for the eligibility of certain video poker license holders to participate in the tax incentive programs under the enterprise zone program

BRYANT O. HAMMETT, JR.
Chairman

LEGISLATIVE INSTRUMENTS MAY BE DELETED (DOES NOT REQUIRE HOUSE RULES SUSPENSION) OR ADDED (REQUIRES HOUSE RULES SUSPENSION) PRIOR TO THE MEETING DATE. (HOUSE RULES 14.23 AND 14.24) SEE THE DAILY NOTICE OF COMMITTEE MEETINGS POSTED PRIOR TO MEETING DATE.